

0219

BOX:

333

FOLDER:

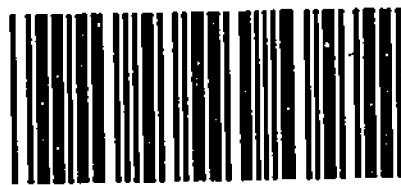
3152

DESCRIPTION:

Lafflin, Joseph

DATE:

12/11/88



3152

WITNESSES:

W. J. Mulligan

203

Counsel,

Filed

11 day of

Dec 1888

Pleads

November 13,

THE PEOPLE,

vs.

VIOLATION OF EXCISE LAW

(Selling on Sunday, Etc.)
[Ill Rev. Stat. (7th Edition), page 1883, Sec. 21 and
page 1889, Sec. 5.]

B

Joseph S. Cafflin

W. J. Mulligan

JOHN R. FELLOWS,

District Attorney.

A TRUE BILL.

W. J. Mulligan
Foreman.

Complaint sent to the Court
of Special Sessions,

Part III, ... Dec. 17, 1888.

0221

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Joseph L. Lafflin
The Grand Jury of the City and County of New York, by this indictment, accuse
Joseph L. Lafflin
of the CRIME OF SELLING INTOXICATING LIQUORS AND WINES AS A BEVERAGE ON SUNDAY, committed as follows:

The said

Joseph L. Lafflin
late of the City of New York, in the County of New York aforesaid, on the
seventh day of *October* in the year of our Lord one
thousand eight hundred and eighty-*eight*, at the City and County aforesaid,
the same being the first day of the week, commonly called and known as Sunday, with
force and arms, certain intoxicating liquors and certain wines, to wit: One gill of wine,
one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial,
one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer,
and one gill of a certain intoxicating liquor to the Grand Jury aforesaid unknown,
unlawfully did sell as a beverage to one

Peter A. J. Masterson
and to certain other persons whose names are to the Grand Jury aforesaid unknown,
against the form of the Statute in such case made and provided, and against the peace of
the People of the State of New York and their dignity.

SECOND COUNT—

And the Grand Jury aforesaid by this indictment further accuse the said

Joseph L. Lafflin
of the CRIME OF KEEPING OPEN ON SUNDAY a place licensed for the SALE OF STRONG
AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said

Joseph L. Lafflin
late of the City and County aforesaid, afterwards, to wit: on the day and in the year
aforesaid, the same being the first day of the week, commonly called and known as
Sunday, being then and there in charge of and having the control of a certain place
there situate, which was then duly licensed as a place for the sale of strong and
spirituous liquors, wines, ale and beer, with force and arms, at the City and County
aforesaid, the said place so licensed as aforesaid unlawfully did not close and keep
closed, and on the said day the said place so licensed as aforesaid unlawfully did then
and there open, and cause and procure, and suffer and permit, to be open, and to remain
open, against the form of the Statute in such case made and provided, and against the
peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.

0222

BOX:

333

FOLDER:

3152

DESCRIPTION:

Lambert, Philip

DATE:

12/11/88



3152

Witnesses:
Off Schenck
Off Schenck

Counsel,
Filed *11* day of *Dec* 188*8*
Pleads, *Amquity* *17*

THE PEOPLE
vs.
B
Philip Samber
VIOLATION OF EXCISE LAW.
(Selling without license.)
[III, R. S. (7th Ed.) page 1981, § 13, and
of 1888, Chap. 340, § 6].

JOHN R. FELLOWS,
District Attorney.

Ready for trial

A True Bill.

Wm Woodruff

Foreman,
Transferred to the Court of Special
Sessions for trial and final disposition

Part 2...*Aug*...*188.8*

Court of General Sessions of the Peace,

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
AGAINST

Philip Lambert

The Grand Jury of the City and County of New York, by this indictment, accuse

Philip Lambert

(III. Revised
Statutes, [7th
edition] p. 1081
Section 13).

of the CRIME OF SELLING STRONG AND SPIRITUOUS LIQUORS AND WINES
WITHOUT A LICENSE, committed as follows:

The said

Philip Lambert

late of the City of New York, in the County of New York aforesaid, on the *twenty-second*
day of *April* in the year of our Lord one thousand eight hundred and
eighty-*eight*, at the City and County aforesaid, certain strong and spirituous
liquors, and certain wines, to wit: one gill of wine, one gill of brandy, one gill of rum, one
gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale,
one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong
and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did sell, in
quantity less than five gallons at a time, to

one
certain persons whose names are to the Grand Jury aforesaid unknown, without
having a license therefor, as required by law, contrary to the form of the Statute in such case
made and provided, and against the peace and dignity of the People of the State of New York.

(Laws of 1883,
chapter 340 sec-
tion 5).

SECOND COUNT—

And the Grand Jury aforesaid, by this indictment, further accuse the said

Philip Lambert
of the CRIME OF SELLING STRONG AND SPIRITUOUS LIQUORS, ALES, WINE AND
BEER WITHOUT A LICENSE, to be drank upon the premises, committed as follows:

The said

Philip Lambert

late of the City and County aforesaid, afterwards, to wit: on the day and in the year
aforesaid, at the City and County aforesaid, and at the premises there situate, known as
on the North Side of One hundred and Fifty-
Fifth Street, near Courtland Avenue

certain strong and spirituous liquors, and certain ales, wines and beer, to wit: one gill of
wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of
cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of
lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury
aforesaid unknown, unlawfully did sell to

certain persons whose names are to the Grand Jury aforesaid unknown, to be
drank upon the premises aforesaid, without having a license therefor, as required by law,
against the form of the Statute in such case made and provided, and against the peace of
the People of the State of New York and their dignity.

(Laws of 1883,
chapter 840 sec-
tion 5.)

THIRD COUNT:

And the Grand Jury aforesaid, by this indictment, further accuse the said *Philip Lambert* of the CRIME OF GIVING AWAY STRONG AND SPIRITUOUS LIQUORS, ALES, WINE AND BEER WITHOUT A LICENSE, to be drank upon the premises, committed as follows:

The said

Philip Lambert

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, and at the premises there situate, known as *at the north side of one hundred and fifty-fifth street, near Courtland Avenue*

certain strong and spirituous liquors, and certain ales, wine and beer, to wit: one gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did give away to

certain _____ persons whose names are to the Grand Jury aforesaid unknown, to be drank upon the premises aforesaid, without having a license therefor, as required by law, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.

0226

BOX:

333

FOLDER:

3152

DESCRIPTION:

Lampiazzi, Emil

DATE:

12/10/88



3152

0227

Witnesses

Geo. Beato
Wm. G. G. G.
Chas. G. G.

Upon examination of the facts herein,
I am convinced there is no case
upon the indictment. The injury
inflicted was very slight & was
given, according to complaint
himself in self-defense. Under
these circumstances I recommend
the dismissal of the indictment.
July 5/89 *Wm. B. B.*
Deputy D. C. C.

16-4-61 88

Counsel, *Green*
Filed *10* day of *Dec* 188*8*
Pleads, *Guilty*

THE PEOPLE
vs.
Evil Sampan
Assault in the First Degree, Etc.
(Sections 217 and 218, Penal Code).

JOHN R. FELLOWS,
District Attorney.

A True Bill.

Wm. B. B.
Pr. 19/89
Wm. B. B.
Deputy D. C. C.

0228

Police Court— District.

CITY AND COUNTY
OF NEW YORK, } ss.

of No. 261 Elizabeth Street,

being duly sworn, deposes and says, that
On Tuesday the 14th day of December.

in the year 1888 at the City of New York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by Emil

Lampicuzzi (now Henry who

cut and stabbed de-

ponent on the face and

hand with the blade

of a razor which he

then held in his hand.

and said assault was

committed

with the felonious intent to take the life of deponent, or to do him grievous bodily harm; and without any justification on the part of the said assailant :

Wherefore this deponent prays that the said assailant may be apprehended and bound to answer for the above assault, etc., and be dealt with according to law.

Sworn to before me, this 5th day
of December 1888.

George Seaker

Sam'l C. Brink POLICE JUSTICE.

0229

Sec. 198—200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Emil Lampicaggi being duly examined before the undersigned according to law, on the annexed charge; and being informed that it is his right to make a statement in relation to the charge against him; that the statement is designed to enable him if he see fit to answer the charge and explain the facts alleged against him that he is at liberty to waive making a statement, and that his waiver cannot be used against him on the trial.

Question. What is your name?

Answer.

Question. How old are you?

Answer.

32 years.

Question. Where were you born?

Answer.

Italy.

Question. Where do you live, and how long have you resided there?

Answer.

266 Elizabeth St. 3 years.

Question. What is your business or profession?

Answer.

Barber

Question. Give any explanation you may think proper of the circumstances appearing in the testimony against you, and state any facts which you think will tend to your exculpation?

Answer.

I am not guilty.
Emil Lampicaggi
man

Taken before me this

day of November 1894.

David C. Smith
Police Justice.

0230

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named.....

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of
Ten *Hundred Dollars,*.....*and be committed to the Warden and Keeper of*
the City Prison, of the City of New York, until he give such bail.

Dated.....*188*.....*Police Justice.*

I have admitted the above-named.....
to bail to answer by the undertaking hereto annexed.

Dated.....*188*.....*Police Justice.*

There being no sufficient cause to believe the within named.....
.....guilty of the offence within mentioned, I order h to be discharged.

Dated.....*188*.....*Police Justice.*

0231

Police Court---

1884
District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

George Leaks
339 East 11th St
Paul Lampazzi

2

3

4

Dated

188

Reilly Magistrate.

Larkin Officer.

10 Precinct.

Witnesses

No.

Street.

No.

Street.

No.

Street.

\$

to answer

C COMMITTED.

BAILED,

No. 1, by

Residence

Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.

0232

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Emil Samjarski

The Grand Jury of the City and County of New York, by this indictment, accuse

Emil Samjarski
of the CRIME OF ASSAULT IN THE FIRST DEGREE, committed as follows:

The said *Emil* —

late of the City of New York, in the County of New York aforesaid, on the
fourth day of *December*, in the year of our Lord
one thousand eight hundred and eighty*eight*, with force and arms, at the City and
County aforesaid, in and upon the body of one *George Nykola* —
in the peace of the said People then and there being, feloniously did make an assault,
and *Emil* the said *George* —
with a certain *razor* —

which the said *Emil* —
in *his* right hand then and there had and held, the same being a deadly and
dangerous weapon then and there wilfully and feloniously did strike, beat, cut, stab and
wound,

with intent *Emil* the said *George* —
thereby then and there feloniously and wilfully to kill, against the form of the statute in
such case made and provided, and against the peace of the People of the State of New York
and their dignity.

SECOND COUNT—

And the Grand Jury aforesaid, by this indictment, further accuse the said
Emil Samjarski
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said *Emil* —

late of the City and County aforesaid, afterwards, to wit: on the day and in the year
aforesaid, at the City and County aforesaid, with force and arms, in and upon the body of
the said *George Nykola* —
in the peace of the said People then and there being, feloniously did wilfully and
wrongfully make another assault, and *Emil* the said

with a certain *razor* —

which the said *Emil* —
in *his* right hand then and there had and held, the same being a weapon and
an instrument likely to produce grievous bodily harm, then and there feloniously did
wilfully and wrongfully strike, beat, cut, stab and wound, against the form of the statute in
such case made and provided, and against the Peace of the People of the State of New York
and their dignity.

John R. Kellams
Attorney

0233

BOX:

333

FOLDER:

3152

DESCRIPTION:

Lang, John

DATE:

12/11/88



3152

0234

WITNESSES

Off. Lusk,

Counsel,

Filed

11

day of

188

Dec

Pleads

Chyquity 12

THE PEOPLE,

vs.

~~VIOLETION OF EXCISE LAW~~

~~(Selling on Sunday, Etc., Sec. 5, [Ill. Rev. Stat. (7th Edition), page 188, Sec. 5, and page 189, Sec. 5.]~~

John Lang

SUPREME COURT PART 1,

December 22 1899

INDICTMENT R. FELLOWS,

District Attorney.

A True Bill.

Wm. Woodruff

Foreman

FILED DEC. 15

1896

0235

Sec. 18-200.

CITY AND COUNTY
OF NEW YORK, ss.

³ District Police Court.

John Lang being duly examined before the under-
signed according to law, on the annexed charge; and being informed that it is *his* right to
make a statement in relation to the charge against *him* that the statement is designed to
enable *him* to see fit to answer the charge and explain the facts alleged against *him*
that *he* is at liberty to waive making a statement, and that *his* waiver cannot be used
against *him* at the trial.

Question. What is your name?

Answer. *John Lang*

Question. How old are you?

Answer. *60 years of age*

Question. Where were you born?

Answer. *Germany*

Question. Where do you live, and how long have you resided there?

Answer. *68 Mott St 2 years*

Question. What is your business or profession?

Answer. *Bar tender*

Question. Give any explanation you may think proper of the circumstances appearing in the
testimony against you, and state any facts which you may think will tend to your
exculpation?

Answer. *I am not guilty*
and I demand a trial
by jury John Lang

Taken before me this

John Lang

1885

Police Justice

0236

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named Defendant

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of One Hundred Dollars, and be committed to the Warden and Keeper of the City Prison, of the City of New York, until he give such bail.

Dated July 2nd 1888 J. Sherman Police Justice.

I have admitted the above-named Defendant to bail to answer by the undertaking hereto annexed.

Dated July 2nd 1888 J. Sherman Police Justice.

There being no sufficient cause to believe the within named _____ guilty of the offence within mentioned, I order h to be discharged.

Dated _____ 188 _____ Police Justice.

BAILED,

No. 1, by

Residence

No. 2, by

Residence

Nº. 3, by

Residence

No. 4, by

Residence.

Police Court

District:

THE PEOPLE, &c.,
ON THE COMPLAINT OF

29

Dated

.188

...Magistrate.

Officer.

Precinct.

Witnesses

No.

.. Street.

No.

Street.

No.

Street.

\$.

..to answer

answer.....
19.
Paired

0238

Excise Violation-Selling on Sunday.

POLICE COURT-

DISTRICT.

City and County } ss.
of New York,

James Lusk
The 12th Precinct Police
of No. Street,
of the City of New York, being duly sworn, deposes and says, that on SUNDAY the day
of May 6th 1888, in the City of New York, in the County of New York, at
premises No. 68 Gallett Street,

John Lang (now here)
did then and there SELL, CAUSE, SUFFER and permit to be sold, and GIVEN AWAY under his
direction or authority strong and spirituous liquors, wines, ale and beer, being intoxicating liquors,
to be drunk as a beverage contrary to and in violation of the statute in such case made and provided.

WHEREFORE, deponent prays that said
may be arrested and dealt with according to law.

Sworn to before me, this 2nd day
of May 1888

James Lusk
J. Munford Police Justice.

0239

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

John Lang
The Grand Jury of the City and County of New York, by this indictment, accuse

John Lang
of the CRIME OF SELLING INTOXICATING LIQUORS AND WINES AS A BEVERAGE ON SUNDAY, committed as follows:

The said

John Lang
late of the City of New York in the County of New York aforesaid, on the first day of July in the year of our Lord one thousand eight hundred and eighty-eight, at the City and County aforesaid, the same being the first day of the week commonly called and known as Sunday, with force and arms, certain intoxicating liquors and certain wines, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain intoxicating liquor to the Grand Jury aforesaid unknown, unlawfully did sell as a beverage to one

James Quirk
and to certain other persons whose names are to the Grand Jury aforesaid unknown, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT—

And the Grand Jury aforesaid by this indictment further accuse the said

John Lang
of the CRIME OF KEEPING OPEN ON SUNDAY a place licensed for the SALE OF STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said

John Lang
late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, the same being the first day of the week, commonly called and known as Sunday, being then and there in charge of and having the control of a certain place there situate, which was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the City and County aforesaid, the said place so licensed as aforesaid unlawfully did not close and keep closed, and on the said day the said place so licensed as aforesaid unlawfully did then and there open, and cause and procure, and suffer and permit, to be open, and to remain open, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.

0240

BOX:

333

FOLDER:

3152

DESCRIPTION:

Lannon, George

DATE:

12/11/88



3152

0241

WITNESSES:

Off. Maykel

Counsel,

Filed

11 day of

Dec 1888

Pleads

Guilty 17

THE PEOPLE,

vs.

B
George Cannon

VIOLATION OF EXCISE LAW

(Selling on Sunday, Etc.)
[III Rev. Stat. (7th Edition), page 1083, Sec. 21 and
page 1089, Sec. 6.]

W.C. 101. & Co. v. 11807

JOHN R. FELLOWS,

P3 Dec 19/88 District Attorney.
Transferred to the Cr. of S.S.
for trial by consent.
A TRUE BILL.

Wm Woodruff
Foreman.

S.S.

0242

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

George Lannon

The Grand Jury of the City and County of New York, by this indictment, accuse

George Lannon

of the CRIME OF SELLING INTOXICATING LIQUORS AND WINES AS A BEVERAGE ON SUNDAY, committed as follows:

The said

George Lannon

late of the City of New York, in the County of New York aforesaid, on the *fifteenth* day of *July* in the year of our Lord one thousand eight hundred and eighty-*eight*, at the City and County aforesaid, the same being the first day of the week, commonly called and known as Sunday, with force and arms, certain intoxicating liquors and certain wines, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain intoxicating liquor to the Grand Jury aforesaid unknown, unlawfully did sell as a beverage to one

Charles C. Moychel

and to certain other persons whose names are to the Grand Jury aforesaid unknown, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT—

And the Grand Jury aforesaid by this indictment further accuse the said

George Lannon

of the CRIME OF KEEPING OPEN ON SUNDAY a place licensed for the SALE OF STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said

George Lannon

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, the same being the first day of the week, commonly called and known as Sunday, being then and there in charge of and having the control of a certain place there situate, which was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the City and County aforesaid, the said place so licensed as aforesaid unlawfully did not close and keep closed, and on the said day the said place so licensed as aforesaid unlawfully did then and there open, and cause and procure, and suffer and permit, to be open, and to remain open, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.

0243

BOX:

333

FOLDER:

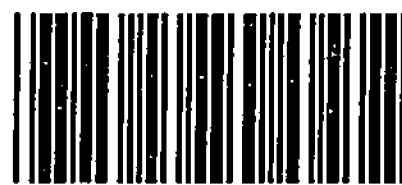
3152

DESCRIPTION:

Lannon, George

DATE:

12/17/88



3152

0244

WITNESSES:

Offy. Hallman

Counsel,

Filed

day of

188

17 Dec 8

Pleads

Guilty '19

THE PEOPLE,

vs.

B

George Cannon

Feb 6/19

to the Court of Criminal Sessions for trial, by return

W.C. Cor 498 118/19

VIOLATION OF EXCISE LAW
(Selling on Sunday, Etc.)
[III Rev. Stat. (7th Edition), page 1983, Sec. 21 and
page 1989, Sec. 6.]

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Wm. Woodcock
Foreman

Park 3 Jan 14

W.C. Cor

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

George Lannon

The Grand Jury of the City and County of New York, by this indictment, accuse

George Lannon
of the CRIME OF SELLING INTOXICATING LIQUORS AND WINES AS A BEVERAGE ON SUNDAY committed as follows:

The said

George Lannon

late of the City of New York, in the County of New York aforesaid, on the *seventh* day of *October* in the year of our Lord one thousand eight hundred and eighty-*eight*, at the City and County aforesaid, the same being the first day of the week, commonly called and known as Sunday, with force and arms, certain intoxicating liquors and certain wines, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain intoxicating liquor to the Grand Jury aforesaid unknown, unlawfully did sell as a beverage to one

Thomas W. Hallanan

and to certain other persons whose names are to the Grand Jury aforesaid unknown, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT—

And the Grand Jury aforesaid by this indictment further accuse the said

George Lannon

of the CRIME OF KEEPING OPEN ON SUNDAY a place licensed for the SALE OF STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said

George Lannon

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, the same being the first day of the week, commonly called and known as Sunday, being then and there in charge of and having the control of a certain place there situate, which was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the City and County aforesaid, the said place so licensed as aforesaid unlawfully did not close and keep closed, and on the said day the said place so licensed as aforesaid unlawfully did then and there open, and cause and procure, and suffer and permit, to be open, and to remain open, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.

0246

BOX:

333

FOLDER:

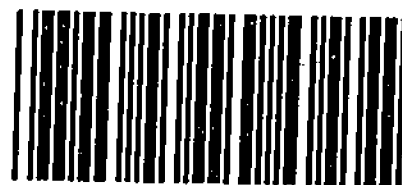
3152

DESCRIPTION:

Lehan, James

DATE:

12/11/88



3152

0247

WITNESSES

Off. Maynard

Counsel,

Filed

11

day of

Dec 1888

Pleads

THE PEOPLE,

vs.

B

James Lohan

Wm. C. ...

VIOLATION OF EXCISE LAW
(Selling on Sunday, Etc.)
[III Rev. Stat. (7th Edition), page 1883, Sec. 21 and
page 1889, Sec. 6.]

JOHN R. FELLOWES

District Attorney.

A True Bill.

Wm. Woodruff

Foreman.

Dec 11/88
Filed by the Court of Special
Sessions for trial, by request
of Counsel for Defendant.

0248

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

James Lehan
The Grand Jury of the City and County of New York, by this indictment, accuse

James Lehan
of the CRIME OF SELLING INTOXICATING LIQUORS AND WINES AS A BEVERAGE ON SUNDAY, committed as follows:

The said

James Lehan
late of the City of New York, in the County of New York aforesaid, on the *first* day of *July* in the year of our Lord one thousand eight hundred and eighty-eight at the City and County aforesaid, the same being the first day of the week, commonly called and known as Sunday, with force and arms, certain intoxicating liquors and certain wines, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain intoxicating liquor to the Grand Jury aforesaid unknown, unlawfully did sell as a beverage to one

Edward D. Maynard
and to certain other persons whose names are to the Grand Jury aforesaid unknown, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT—

And the Grand Jury aforesaid by this indictment further accuse the said

James Lehan
of the CRIME OF KEEPING OPEN ON SUNDAY a place licensed for the SALE OF STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said

James Lehan
late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, the same being the first day of the week, commonly called and known as Sunday, being then and there in charge of and having the control of a certain place there situate, which was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the City and County aforesaid, the said place so licensed as aforesaid unlawfully did not close and keep closed, and on the said day the said place so licensed as aforesaid unlawfully did then and there open, and cause and procure, and suffer and permit, to be open, and to remain open, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.

0249

BOX:

333

FOLDER:

3152

DESCRIPTION:

Leibmann, Pius

DATE:

12/11/88



3152

0250

WITNESSES:

W. J. [Signature]

Counsel,

Filed 11 day of

Dec 1888

Pleads

Charged with

THE PEOPLE,

vs.

VIOLATION OF EXCISE LAW

[III Rev. Stat. (7th Edition), page 1983, Sec. 21 and page 1989, Sec. 6.]

(Selling on Sunday, Etc.)

Sim Leibman

JOHN R. FELLOWS,

District Attorney.

April 1789 with
A TRUE BILL

Wm. W. [Signature]
Foreman.

F. Dec. 21-1888

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Pius Leibmann

The Grand Jury of the City and County of New York, by this indictment, accuse

Pius Leibmann

of the CRIME OF SELLING INTOXICATING LIQUORS AND WINES AS A BEVERAGE ON SUNDAY, committed as follows:

The said

Pius Leibmann

late of the City of New York in the County of New York aforesaid, on the *twenty ninth* day of *July* in the year of our Lord one thousand eight hundred and eighty *eight*, at the City and County aforesaid, the same being the first day of the week, commonly called and known as Sunday, with force and arms, certain intoxicating liquors and certain wines, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain intoxicating liquor to the Grand Jury aforesaid unknown, unlawfully did sell as a beverage to one

Christian F. Thon

and to certain other persons whose names are to the Grand Jury aforesaid unknown, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT—

And the Grand Jury aforesaid by this indictment further accuse the said

Pius Leibmann

of the CRIME OF KEEPING OPEN ON SUNDAY a place licensed for the SALE OF STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said

Pius Leibmann

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, the same being the first day of the week, commonly called and known as Sunday, being then and there in charge of and having the control of a certain place there situate, which was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the City and County aforesaid, the said place so licensed as aforesaid unlawfully did not close and keep closed, and on the said day the said place so licensed as aforesaid unlawfully did then and there open, and cause and procure, and suffer and permit, to be open, and to remain open, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.

0252

BOX:

333

FOLDER:

3152

DESCRIPTION:

Lennertz, Joseph

DATE:

12/21/88



3152

0253

Witnesses;

Henry Foreman
Off. Wm

436

Counsel, *J. R. Dec 8*
Filed *21* day of
Pleads, *Woburny Dec 7/89*

THE PEOPLE

vs.

P

Joseph Semeretz

Grand Larceny, *First Degree*
(From the Person.)
[Sections 528, 530, 550 Penal Code].

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Wm Foreman

Foreman.

Park III January 9/89
Indict and Acquitted

T

0254

Police Court

Police Court—

District.

Affidavit—Larceny.

City and County } ss.:
of New York,

Mertz Feinberg

of No. *11 Orchard*
occupation *Peddler*

Street, aged *17* years,

being duly sworn

deposes and says, that on the *29* day of *November* 188*8* at the City of New

York, in the County of New York, was feloniously taken, stolen and carried away from the possession and

of deponent, in the *nighttime*, the following property viz :

One silver watch of the value

of about three dollars

the property of *deponent*

and that this deponent

has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen,

and carried away by *Joseph Reinert* (now here)

for the reason that on the morning

of said day deponent was lying

on a bench in Castle Garden, asleep

and had the said watch in the lower

left side vest pocket of the vest

then worn on his person which watch

was attached to a chain and said

chain was attached to a buttonhole

in said vest. That at about the

hour of three o'clock deponent

awoke and missed said watch.

Deponent found the defendant sitting

on the same bench with deponent

The defendant immediately left said

Sworn to before me, this
188*8* day

Police Justice.

0255

bench and went into the female water-closet and deponent followed the defendant shortly afterwards and deponent found said watch concealed under one of the seats therein.

Wherefore deponent charges the defendant with taking stealing and carrying away said watch from his person and concealing the same in said closet.
Sworn to before me }
this 29th November 1888 }

Ernest Brown

Sam'l C. Smith

Police Justice

Dated 1888 Police Justice.

guilty of the offence within mentioned, I order h. to be discharged.

There being no sufficient cause to believe the within named

Dated 1888 Police Justice.

I have admitted the above named to bail to answer by the undertaking hereto annexed.

Dated 1888 Police Justice.

of the City of New York, until he give such bail.

Hundred Dollars and be committed to the Warden and Keeper of the City Prison guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named

Police Court, District.

THE PEOPLE, &c.,
on the complaint of

Offence—LARCENY.

1
2
3
4

Dated

1888

Magistrate.

Officer.

Clerk.

Witnesses,

No.

Street,

No.

Street,

No.

Street,

to answer

Sessions.

0256

Sec. 198-200.

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK, }

Joseph Lemmer being duly examined before the undersigned according to law, on the annexed charge; and being informed that it is *his* right to make a statement in relation to the charge against *him*, that the statement is designed to enable *him* if he see fit to answer the charge and explain the facts alleged against *him*, that he is at liberty to waive making a statement, and that *his* waiver cannot be used against *him* on the trial.

Question. What is your name?

Answer. *Joseph Lemmer*

Question. How old are you?

Answer. *30 years*

Question. Where were you born?

Answer. *Germany*

Question. Where do you live, and how long have you resided there?

Answer. *I have no home at present*

Question. What is your business or profession?

Answer. *Laborer*

Question. Give any explanation you may think proper of the circumstances appearing in the testimony against you, and state any facts which you think will tend to your exculpation?

Answer. *I am not guilty*
Joseph Lemmer

Taken before me this

20th

day of November 1888

Samuel M. Smith
Police Justice

0257

POOR QUALITY
ORIGINAL

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named.....

defendant

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of
One *Hundred Dollars,.....and be committed to the Warden and Keeper of*
the City Prison, of the City of New York, until he give such bail.

Dated *Nov 29* *1888* *San J. Corbett* *Police Justice.*

I have admitted the above-named.....
to bail to answer by the undertaking hereto annexed.

Dated.....188.....Police Justice.

There being no sufficient cause to believe the within named.....
.....guilty of the offence within mentioned, I order h to be discharged.

Dated.....188.....Police Justice.

0258

Police Court---1858 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Hertz Feinberg
+ Richard
96 So. Orange Ave Newark
Joseph Lennertz n.p.

2
3
4

Offence
Larceny from person

Dated Nov 29 1888
O'Reilly Magistrate.
Harner Officer.
3 Precinct.

Witnesses
No. Street.

No. Street.

No. Street.

\$1000 to answer G.S.

Com 921

BAILED,

No. 1, by

Residence Street.

No. 2, by

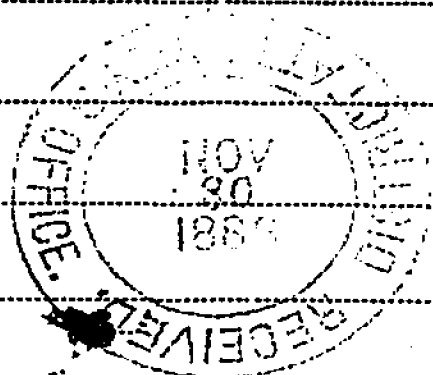
Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.



0259

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Joseph Lennertz

The Grand Jury of the City and County of New York, by this indictment, accuse

Joseph Lennertz
of the CRIME OF GRAND LARCENY in the *first* degree, committed as follows:

The said

Joseph Lennertz
late of the City of New York, in the County of New York aforesaid, on the *twenty-ninth*
day of *November* in the year of our Lord one thousand eight hundred and
eighty-*eight*, in the *night* time of the said day, at the City and County
aforesaid, with force and arms,

*one watch of the value of
three dollars*

Hertz Feinberg
of the goods, chattels and personal property of one *Hertz Feinberg*
on the person of the said *Hertz Feinberg*
then and there being found, from the person of the said *Hertz Feinberg*
then and there feloniously did steal, take and carry away, against the form of the statute in such
case made and provided, and against the peace of the People of the State of New York and their
dignity.

0260

SECOND COUNT—

AND THE GRAND JURY AFORESAID, by this indictment, further accuse the said

Joseph Lennertz—
of the CRIME OF RECEIVING STOLEN GOODS, committed as follows:

The said

Joseph Lennertz

late of the City and County aforesaid, afterwards to wit: on the day and in the year aforesaid,
at the City and County aforesaid, with force and arms,

*one watch of the value
of three dollars*

of the goods, chattels and personal property of one

Hertz Feinberg—

by a certain person or persons to the Grand Jury aforesaid unknown, then lately before feloniously
stolen, taken and carried away from the said

Hertz Feinberg—

unlawfully and unjustly, did feloniously receive and have; the said

Joseph Lennertz—

then and there well knowing the said goods, chattels and personal property to have been feloniously
stolen, taken and carried away, against the form of the statute in such case made and provided,
and against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.

0261

BOX:

333

FOLDER:

3152

DESCRIPTION:

Lennon, Joseph

DATE:

12/03/88



3152

0262

Witnesses,

off Magent,

The evidence in this case
is very unsatisfactory, and in my
opinion, insufficient to convict
the defendant. I have examined
the testimony thoroughly, and upon
the whole case, I think the
indictment should be dismissed.

Feb. 1, 1889.

Samuel Davis
Dist.

Counsel,

Filed

Pleads,

3 day of Dec 1888
Chiquilly

THE PEOPLE

vs.

Joseph Lennon

[Section Penal Code.]

JOHN R. FELLOWS,

District Attorney.

Jan 10/89. V. M. D.

A True Bill.

Wm. M. Mendenhall

Foreman.

On recm. of Dist. Atty.
- indict. atts - D.B.M.
they decided.

0263

Sec. 192.

District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY }
OF NEW YORK, } ss.

An information having been laid before John Gorman Esq a Police Justice
of the City of New York, charging Lab Wolf Defendant with
the offence of a Crime against Nature

and he having been brought before said Justice for an examination of said charge, and it having been made to
appear to the satisfaction of said Justice that said examination should be adjourned to some other day, and the hear-
ing thereof having been adjourned,

We, Lab Wolf Defendant of No. 68
Inspector Street; by occupation a House
and Theresa Wolf of No. 58 Inspector
Street, by occupation a Housekeeper Surety, hereby jointly and severally undertake that
the above named Lab Wolf Defendant
shall personally appear before the said Justice, at the 3rd District Police Court in the City of New York,
during the said examination, or that we will pay to the People of the State of New York the sum of _____
Hundred Dollars.

Taken and acknowledged before me, this

day of

188

John Gorman POLICE JUSTICE.

0264

CITY AND COUNTY }
OF NEW YORK, } ss.

Sworn to before me, this
14th
day of
August
188
188
Justice.

Theresa Wolf
the within named Bail and Surety being duly sworn, says that he is a resident and
holder within the said County and State, and is worth *Twenty* Hundred Dollars,
exclusive of property exempt from execution, and over and above the amount of all his debts and
liabilities, and that his property consists of *One house and*
lot of land N^o 196 East
Broadway North free and
clear, for
Dollars *Theresa Wolf*

District Police Court.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Undertaking to appear
during the Examination.

vs.

Taken the day of 188

Justice.

TORN PAGE

0265

STENOGRAPHER'S MINUTES.

District Police Court.

THE PEOPLE, &c., IN COMPLAINT OF

Patrick Fitzgerald
vs.
James L. Lannon
Robt Wolfe

BEFORE HON.

John J. Gorman
POLICE JUSTICE,
Nov 9 1888

APPEARANCES:

{ For the People, _____
For the Defence, _____

188

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WITNESSES.

Direct Ex.

Cross Ex.

Re-Direct.

Re-Cross.

Fitzgerald
Lannon
Wolfe

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9

4
8
13

13

W. J. Kearney
Official Stenographer.

0266

30

DISTRICT POLICE COURT.

THE PEOPLE,
ON COMPLAINT OF

Argent
Golf &
Lennon

Examination had

Nov 19th 188*8*

Before

Police Justice.

I,

M. J. Seacy 30

Stenographer of the

District Police

Court, do hereby certify that the within testimony in the above case is a true and correct copy of
the original Stenographer's notes of the testimony of

Argent, Golf
and Lennon

as taken by me on the above examination before said Justice.

Dated

November 21st 188*8*

M. J. Seacy
Stenographer.

Police Justice.

Patrick Argent, an
 Officer attached to the
 Park Police being sworn
 deposes and says

Q Did you
 arrest these two defendants
 now here?

A I did, on Friday
 I went in the Criminal at
 Thompson Park, and I
 saw Joseph Lunn on his
 knees and Mr Wolf with
 his penis in Lunn's
 mouth. Then I made
 the arrest. I first caught
 them in the act, I called
 another Officer and we
 took them in.

Cross Examination

Q Did you ever see them
 before?

A Never before

Q Have you any witnesses

2

A No Sir.

Q. Do you know Lemmon?

A No Sir.

Q. Did you ever see Lemmon at that place before?

A No Sir.

Q. Lemmon may have been in the Park?

A He may have been, but I never saw him there.

Q. Did you not take these men to the Station house?

A No, but I took them out of the Mimal.

Q. Did you take Lemmon to the Station house?

A No Sir.

Q. Did you have any conversation with him?

A No, only I said

(3)

I caught you "dead & right"

Q. Did you say "I saw you & a doctor," "And Newman & Butler will get you out?"

A.

No, Sir.

Q. Did you say "He will get him"? No, Sir?

A.

What you

any conversation with Newman since his arrest?

A.

No, Sir.

Q. Did you not say "Well, boy I will tell you as we go along?"

A.

No, Sir, I said

I caught them square in the act and that was all I said. I am not supposed to have any conversation with prisoners. When I caught them in the act, I caught

(H)

them by the throat and
 pulled them out

Q. Did you
 ever meet Lemmon before
 A. Yes sir.

I swore before me
 this 19th day of Nov. 1888

John W. Ford Police Justice

Joseph Lemmon being
 duly sworn deposes and
 says;

Court State all you know
 of this case?

A. I will tell
 what I know, Wolf was
 in the water closet when
 I went in, I never
 saw him before, He
 asked me how is the
 weather; he asked me
 if I wanted to make
 a dollar easy and I
 said "Yes"; he said bend

5

down, and I dia, and
 then he put his penis
 in my mouth, the Officer
 then came in and arrested

Q. ^{me} Were you in the Vicinal
 before the Defendant Wolf,
 or he before you?

A. He was
 there when I went in.
Cross Examination

Q. Was anyone else in there?

A. No Sir.

Q. How do you know?

A. Because when the
 Officer came in there
 was no one there

Q. You did not see?

A. I did not see

Q. What is your business?

A. I sell Apples,

Q. Where do you live?

A. 504 East 14th St, I

(6)

Q. did work on an apple boat for a couple of days

What did you do before that?

A. Nothing.

Q. How many times have you been arrested?

A. Once for being away from home.

Q. Do you go to the Park often?

A. Every day.

Q. Do you say the Officer there?

A. Yes Sir,

Q. Do you know his name?

A. Yes Sir, I saw him the same as I see other Officers.

Q. Do you know the Officer

4

by the name of "Pete" &
 No Sir,

Q. Did you not say "Pete"
 men are innocent" And
 "we will get him" And
 did not the other Officer
 say "Hush" my boy" &

Q. No Sir,
 What did the Officer
 say when he made
 the arrest?

A. He said "I
 caught you right in the
 act - you beasts"

Q. You
 never saw Mr Wolfe
 before?

A. No Sir,
 You were in the Prison
 how long?

A. I just came
 in and went to make
 water, and Wolf began
 to talk to me and asked

4

(8)

me if I wanted to make
a dollar easy."

Q.

Did he
offer you a dollar?

Q.

A.

No Sir,

Did you have any
conversation with Mr. Hoff?

Q.

He asked me my
name.

Q.

Did you ask him
for two (\$2.) Dollars?

Q.

I did not ask him
for a penny.

Q.

Did you say "He
will get all right" or
"I will give you"?

Q.

No Sir,
I never began me
this 19th day of November
at Memphis

Police Justice

J

9

John Wolfe, the defendant
being duly sworn deposes
and says, I live at 58
Prospect Place. I am in
New York for 36 years
Q. Have you ever been
arrested before?

A.

I have
never been in a station
house or a Police Court
in my life. On last
Friday I went into the
Primal about two o'clock,
I went with my acquaintance
-ance from Chinatown to
14th St up to A, I
wanted to get some
information about a
indowment. I got to the
Park and went in the
Primal.

Q.

Was any one in
the Primal when you
went in?

9

(10)

Q. No Sir, this young man was in the Eighth ~~8th~~ entrance, by the closet

Q. Do you know where the Officer was?

A. On the 9th side. I was not in there a moment, I was in the second upper apartment, this man came and stood beside me, I never saw him before

Q. You came on ride?

A. I was just in the act of buttoning up and the young man (Remon) laid his hand on my shoulder; no the Officer it was that Sir that, and he said you are my prisoner, I have got you, and I said

14

What for. Then the
 Officer walked us out
 side. When we got out
 side, he said "Get" "Don't
 know that we have some
 nothing". And the Officer
 then said "Don't, we will
 talk as we go along".
 And the German man
 said "I know you. He
 will get him". He
 called the Officer
 "Get", and he said "We
 have got him" and we
 going to get him. And
 some one said "If you
 say what I tell you,
 we can get him all
 right. I was standing
 right behind him, the
 German man said
 we can get him. He
 one was around and
 the Policeman said

(12)

to the Gamma fellow - if
you say in Court that
he (Wolf) promised you
one dollar, and send
him up, and we can
see Alderman Butler to
get you clear.

How
much money did you
have in your possession
then?

A 14 or 18 cents.
Q Did you have any
conversation with Lennon
or he with you?

A After we
were arrested we were
put in the same cell
and Lennon said to
me your daughter was
here last night. If I
had two dollars (\$2.)
I would be all right.
Alderman Butler will

(13)

Q Get me out.

A Offer him any money?

Mo Sir, I was going South to attend to my business. I was sick with Malaria. I go South and stay. Since Ajit is here at a time.

More to be done?

This 19th day of Feb-1888

Grampson Police Detective

Court - To Officer H. H. H.

Q Is the Officer who assisted you here?

A Ajit is my post, he is at Compkins Square and I can get him in half an hour.

Court - They are each held in twenty five hundred dollars (\$2500) to answer

0280

Direct
District Police Court.

Margaret
Wright and
Lennon

STENOGRAPHER'S TRANSCRIPT.

Nov 19th 188

San Roman
BEFORE HON.

Police Justice.

W. J. Kearney
Official Stenographer.

0281

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named

defendants
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of *Twenty Five* Hundred Dollars, and be committed to the Warden and Keeper of the City Prison, of the City of New York, until he give such bail.
Dated *Nov 19th* 188*8* *J. H. Murphy* Police Justice.

I have admitted the above-named *Lola Wolf*
to bail to answer by the undertaking hereto annexed.
Dated *November 19* 188*8* *J. H. Murphy* Police Justice.

There being no sufficient cause to believe the within named
guilty of the offence within mentioned, I order h to be discharged.
Dated _____ 188 _____ Police Justice.

0282

\$2500 bond
for ex. 28M
Nov 19th 1888

BAILED.

No. 1, by _____

Residence _____ Street.

No. 2, by Theresa Wolf

Residence 58 Prospect Place Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

The Magistrate presiding
will please hear and
determine the matter
and by removal of my
absence

John Herman
Prosecutor

Police Court---

District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Patrick Nugent

vs.
1) Joseph Leman
2) Lola Wolf

Cyril Aspinall
Offence
Mature

Dated Nov 16 1888

John Leman Magistrate.

Nugent Officer.

Paris Palace Precinct.

Witnesses Off. G. Off. Fischer

No. _____ Street.

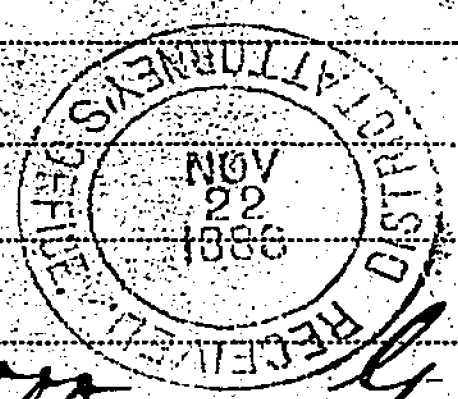
No. _____ Street.

No. _____ Street.

\$ 2500 to answer 45 each

W. 2 Bailed

W. 1 Committed



0283

STATE OF NEW YORK,
CITY AND COUNTY OF NEW YORK,

POLICE COURT—

3

DISTRICT.

aged 36 years,
of the Park Police

Patrick Nugent,

Street, being duly sworn, deposes and

says that on the 16 day of November 1888

at the City of New York, in the County of New York,

Joseph Leman & Lolo Wolf (both
enrolled) did commit the detestable and
abominable crime against nature, to wit.
Deponent about 20 ^{minutes} of 3 o'clock in the
afternoon of said day entered the Morial
at Jacobus Park, and then and there
caught said Leman having the penis
of said defendant Wolf in his mouth
that said Leman did commit and
said Wolf did submit to such carnal
knowledge in violation of Section
308 of the Penal Code of the State of
New York

Sworn to before me this } Patrick Nugent
16 day of November 1888
John J. Brown
Police Justice

0284

Sec. 198-200.

CITY AND COUNTY }
OF NEW YORK, } ss.

3rd District Police Court.

Lolo Wolf
being duly examined before the undersigned according to law, on the annexed charge; and being informed that it is ~~his~~ right to make a statement in relation to the charge against ~~him~~; that the statement is designed to enable ~~him~~ if he see fit to answer the charge and explain the facts alleged against ~~him~~ that he is at liberty to waive making a statement, and that ~~his~~ waiver cannot be used against ~~him~~ on the trial.

Question. What is your name?

Answer.

Lolo Wolf.

Question. How old are you?

Answer.

55 years

Question. Where were you born?

Answer.

Germany

Question. Where do you live, and how long have you resided there?

Answer.

38 Prospect Place, 9 years

Question. What is your business or profession?

Answer.

None

Question. Give any explanation you may think proper of the circumstances appearing in the testimony against you, and state any facts which you think will tend to your exculpation?

Answer.

I went in the Water Closet to urinate, I was done, I buttoned my pants, and was in the act of going out when the officer came in, and arrested me. I demand an Exemption.

Lolo Wolf.

Taken before me this 16

day of *August*

1898

J. W. Murphy

Police Justice.

0285

Sec. 198-200.

307 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Joseph Lennon being duly examined before the undersigned according to law, on the annexed charge; and being informed that it is his right to make a statement in relation to the charge against him; that the statement is designed to enable him if he see fit to answer the charge and explain the facts alleged against him that he is at liberty to waive making a statement, and that his waiver cannot be used against him on the trial.

Question. What is your name?

Answer. *Joseph Lennon*

Question. How old are you?

Answer. *17 years*

Question. Where were you born?

Answer. *New York*

Question. Where do you live, and how long have you resided there?

Answer. *504 East 14 Street 4 months*

Question. What is your business or profession?

Answer. *Poster*

Question. Give any explanation you may think proper of the circumstances appearing in the testimony against you, and state any facts which you think will tend to your exculpation?

Answer. *I went in the Criminal and found the other defendants in there, he told me young fellow do you want to make a dollar easy, I said yes he told me to bend down, and I did and took the his penises in my mouth, then the officer came in and arrested us*

Joseph Lennon

Taken before me this

day of

188

Police Justice

Court of General Sessions
City and County of New York

The People vs
Lob Wolf and
Joseph Lerner

City and County of New York;

Lob Wolf being duly sworn says that he is one of the above named defendants.

That defendant is indicted on a charge of larceny against nature and is now out on bail.

That defendant is a resident and citizen of this State for the last 37 years and resides with his family at 40 58 Prospect Place in the City of New York. That he has 6 children the oldest being 28 years and the youngest 13 years and one son age 19 years. That Theresa Wolf a daughter is the oldest.

That defendant is now 56 years of age and never before was he arrested on any criminal charge.

That since his arrest

his family is completely prostrated as well as deponent. That deponent is now a sick man as appears from the certificate of Dr. Abbugo hereto annexed and deponent's arrest has greatly added to his sickness not from any fear of any crime or wrong on his part, but from the fact that it is aggravating and distressing to think that an innocent person is liable to be disgraced, as well as his family without just grounds.

That deponent as well as Lemmon are not guilty of the charge made herein.

That on the day of his arrest herein he had occasion to go to the Public Urinal in Tompkins Park on Avenue A about 2.00 in the afternoon. That he said Officer Nugent where he entered said Urinal said Nugent being within 100 feet of said Urinal. That he was in said Urinal for about a minute and when he was in the act of going out Officer Nugent came up and arrested me to my great surprise. That deponent asked

Officer Nugent why he was arrested when Nugent said "I caught you in the act" I was amazed but of course submitted to arrest. Lemmon was also arrested and said to Nugent we have done nothing; and Nugent said "Hush Boy we will talk as we go along" We then went outside and Nugent called another officer who took deponent to Court and Nugent walked with Lemmon. Nugent on the way to Court said to Lemmon among other things "If you say in Court that he (Holt) promised & offered you a dollar we can fix him, and we can get Alderman Butters to get you out. I was right close to them when this conversation took place, and I was greatly pained when the position that Nugent was placing me in. That Nugent searched me after I was held & all the money he found on my person was 14 cents.

That deponent does not know Lemmon never said him before in his life, and has not seen him since his arrest nor has any one spoken of him on behalf of deponent.

Deponent further says that

his Counsel Mr Turk has informed him that Lemmon has made an affidavit exonerating deponent which affidavit shows in substance what deponent testified in the Police Court is true

Deponent further says that he intended leaving for Yorktown Virginia on business the morning after his arrest, and was prepared to go had it not been for his arrest and states that if he intended to do any wrong or commit any crime he certainly would not do so at said time and especially where his goal was so near. He states this to show that he did not commit any crime and further he was on his way to meet his daughter Fanny to go to the Dry Dock Savings Bank to draw money to go away with

Deponent prays for the sake of his Family as well as for himself and as a matter of justice to a citizen that the District Attorney will investigate this case and if it is a proper case that the indictment be dismissed or that deponent be discharged on his own recognizance, thereby

saving disgrace which would fall on
deponent and his family even on
his acquittal which he fully believes
he is entitled to. That the publicity
of this case itself no matter how in-
nocent a person would greatly injure
& disgrace him.

That deponent's character
is above reproach. That annexed letters
are some Affidavits as to his character.
That deponent could obtain 100 cer-
tificates as to his character if he desired
to state to people his position, but he
does not feel it necessary to do so.

Sworn before me

Jan'y 23rd 1889

Leopold Zwick

Notary Public

7246

Lob. Wolf.

City and County of New York &c:

Fanny Wolf being duly sworn says that she is daughter of Loh Wolf.

That on the day of the arrest of her Father she was to meet him at the Dry Dock Savings Bank for the purpose of drawing money from said bank to give to her Father who was going South to Yorktown. Virginia next morning
 Snow before me } Fanny Wolf.
 Jan 23rd 1889 }

Leiford Turk

Notary Public

(W.S.P.)

0292

W Court of General Sessions

The People vs
vs
Lob Wolf and
Joseph Lemmon

City and County of New York;
Leopold Turk - being
duly sworn says that he is the attorney
for Lob Wolf

That he has read the
original Affidavit sworn to by Joseph
Lemmon Dec 6 - 1888 & which Affidavit
is in possession of Messrs Freund & Hume
his attorneys for said Lemmon

That a copy of said affi-
davit is hereto annexed.

Sworn before me
Jan'y 24th 1889 } Leopold Turk
J. M. Callahan
Notary Public
N.Y.C.

- Court of General Sessions

The People

vs.

Loe Wolf

Joseph Lennon

City and County of New York & s.s.

Joseph Lennon

one of defendants above named being duly sworn deposes and says of my own free will and accord and to right the wrong I have perpetrated upon Loe Wolf the Co. defendant herein I solemnly aver. That I am seventeen years of age and reside at 504 E. 14th Street in this City with Mr. Barry On or about the 16th day of November 1888 I was in Tompkins Park and while there I entered the public Urinal therein and when leaving I was arrested by officer Nugent of the Park Police who said to me "I have caught you dead in the act, now you come along with me" I said what for he replied "that's all right just you come along at the same time said Nugent hailed another officer and gave said Wolf into his custody while I remained in the charge of officer Nugent, who walked with me to the Essex Market Police Court. On the way to the said Court, Nugent said to me you say in Court that I caught you dead to rights down on your knees in the water closed with Wolf's C-H in your mouth and I'll get you out of it. I said why should I do that it isn't true when said Nugent replied never mind I want to hold that fellow and you do as I tell you and you won't feel sorry for it, I'll make it all right with

you and get you out of it, you say to the Judge that Holf offered to give you a dollar if you took his penis in your mouth and that after he promised you the dollar you got down on your knee and took Holf's penis in your mouth and I caught you in that position; I by this time had reached the Court room and Augent was always at my side, when the Clerk read my affidavit which had been drawn up by the Clerk from the statement made to him by said Augent, it was handed to me and I wavered signing it the Clerk having meanwhile gone to another portion of the room, said Augent said "go on sign it that will be all right and I did sign it."

I now solemnly say said affidavit made by me was false and untrue that said Holf did not commit the crime I have charged him with & all statements I have ever made in reference to said Holf & the commission of said crime have been false and were made by me while laboring under excitement and fear and being induced thereto by said officer Augent.

I further say that while in said Urinal I neither spoke to said Holf or he to me, nor did I ever see him before in my life to my knowledge.

Sworn before me - this
6th day of December 1888 }

John Callahan

Notary Public

H. L. Co

Joseph Lennon

W Court of General Sessions

The People vs
 vs
 Lot Wolf and
 Joseph Lemmon

City and County of New York

Ferdinand Levy being
 duly sworn says that he is one of the
 Coroners of the City & County of New York
 that he knows Lot Wolf for the last 27
 years. That said Wolf is a good and
 respectable Citizen, a man of excellent
 character and a person well worthy
 of belief.

Sworn before me
 Jan 24 1889
 Leopold Turk
 Notary Public
 NYC

Ferdinand Levy

0296

city and County of New York to:

Sworn being
duly sworn says that he is in the
Legan Business at No 59 West 116 St and re
sides at No 154 East 116 St in the City of
New York

That he is acquainted with
Lob Wolf for the last fifty years. That
he is a person of good character and well
worthy of belief

Sworn before me, Emanuel New
Jan 24 1889

Leopold Turk

Notary Public

WVW

0297

69
74
M. H. Court.
of General Sessions
The People vs

Plaintiff
against

Loh Wolf

Defendant

orig Affidavits re

LEOPOLD TURK,

Attorney for Loh Wolf

25 CHAMBERS STREET,

NEW YORK CITY.

W. Court of General Sessions

The People v.

vs
 Lot Wolf
 et al

Brief

As counsel for Lot Wolf
 I desire to call the attention of the
 District Attorney to some facts which
 I believe will satisfy the District
 Attorney of the innocence of the defendants
 herein

First

It is charged that about
 2 P.M. in the afternoon in broad day
 light in a Public Park where people
 are passing along all day and in a
Public Urinal, as said Park open for
 all persons that Wolf & Lennon committed
 the crime as charged. It may be
 well said crimes of this character if
 committed at all certainly would be
 attempted in the night time and in
 some secret place where it would not
 be likely to be detected, but not in the
 daytime in a Public Park.

It would seem dangerous
 for a citizen to go to a Public Urinal

as any Police Officers could easily say "I caught you in the act" & such a Citizen placed in an awkward & dangerous position no matter how innocent he was; Citizens have been as I am informed arrested in Central Park on a charge without any foundation by a Park Policemen; and would not a person so under arrest ask an investigation rather than be tried for the sake of saving his name

Record

The fact of the crime being alleged to have been committed at 2.00 or thereabouts in the afternoon is of itself a circumstance that looks to me rather suspicious, and entitled to little weight, but take some of the other circumstances, and weighing them altogether it does seem wholly improbable that this crime was committed.

The Officer arrests both defendants they submit to arrest. He could have taken both of them to Court, but he calls for another Officer who takes Holst to Court & Sugent takes Lennor why does he do this. Simply to converse with Lennor a boy, & he converses with him. The boy naturally feels

his position, and testifies as the officers tell him. The Boy being in prison nearly 2 months and seeing no chance of getting out realizes his position and knowing the great ^{wrong} he did on Wolf himself comes out with the truth at the time he was in prison & testified he certainly was under the influence of the officers. Many persons when under arrest are induced under duress to make statements.

Third

The fact that Wolf intended to go South next day on business and that the officer was near him when he entered the Criminal are circumstances that would lead a person to believe that no one would commit such a crime or any crime under the above circumstances.

Finally

The people's case consists of Tugent's Testimony who says "he caught Wolf in the act"

Wolf & Bureau deny the charge. In addition take the surrounding circumstances and the affidavits of respectable Citizens as to Wolf's character and what do we find. The evidence certainly

and favor of Leeman Stolf, at any
rate beyond question, a reasonable
doubt ^{exists} to which defendants are en-
titled to, and would justify any
jury to acquit.

It matters if an innocent
person is acquitted by a Jury the
publicity of the case makes him
feel he is disgraced, as well as his
Family; and I therefore respectfully
submit, that if an investigation
will satisfy the District Attorney
that a person ^{being} is innocent of a charge
without put to a trial justice will
doe to the Public by the discharge
of such innocent persons.

Respectfully submitted By

Leopold Turk

Counsel for Capt. Stolf

25 Chambers St

N.Y.

0302

N.Y. Court.
of General Sessions

The People

Plaintiff
against

Loeb Moll Steel

Defendant

Prize

LEOPOLD TURK,

Attorney for Loeb Moll

25 CHAMBERS STREET,

NEW YORK CITY.

0303

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

John W. Wadsworth

The Grand Jury of the City and County of New York, by this

Indictment accuse *John W. Wadsworth*

of the *Crime* against nature, —

committed as follows:

The said *John W. Wadsworth*

late of the City of New York, in the County of New York, aforesaid, on the

sixteenth day of *November*, in the year of our Lord one thousand
eight hundred and eighty-*eight*, at the City and County aforesaid,

*in and upon one Joseph Zeman, then
and there residing, feloniously did make
an assault, and drive the said Joseph
Zeman, in a manner contrary to nature,
then and there feloniously did sexually
abuse, against the form of the Statute
in such case made and provided, and
against the peace of the People of the
State of New York, and their rights.*

John R. Fellows,

District Attorney

Witnesses,

Off Murgant

I have examined the affidavits in this case and in view of the excellent character of the depts, I do not believe that a conviction could be had. He is a person of excellent repute, and many people have come forward to make affidavits as to his character & those affidavits are filed herewith. I recommend the dismissal of this indictment.

Jan 30th 1889. V. M. Davis
Clerk.

107
L. C. Ford
25 Chambers
Counsel,
3
Filed *Dec* 188
Pleads, *Chiquely &*

THE PEOPLE

vs.

Bob Wolf

Crime against nature
[Section 1000 Penal Code.]

JOHN R. FELLOWS,
Dec 14 Dep't. Sup't. District Attorney.
Off. for D. & Term
Jan 27, 1889, N.M.D.
A True Bill.

Wm. A. Murgant
Mr. Davis Foreman.
On recon. of Dist. atty.
indict. dls. P.B.M.

0304

0305

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Joseph Sennon

The Grand Jury of the City and County of New York, by this

Indictment accuse

Joseph Sennon

of the

Crime against nature, —

committed as follows:

The said

Joseph Sennon,

late of the City of New York, in the County of New York, aforesaid, on the

sixteenth day of *November*, in the year of our Lord one thousand
eight hundred and eighty-*eight*, at the City and County aforesaid,

*deliberately and voluntarily submit to
fornication with anyone
of both sexes in a manner contrary to
nature, against the form of the Statute
in such case made and provided, and
against the peace of the People of the
State or her rights, and their dignity*

John R. Fellows,

District Attorney

0306

BOX:

333

FOLDER:

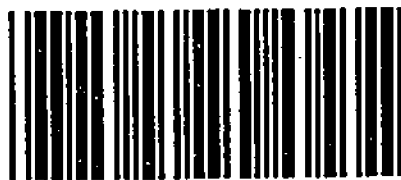
3152

DESCRIPTION:

Leonard, Thomas

DATE:

12/13/88



3152

0307

WITNESSES:

Off Cooper

Rest returned

May 19/90

New bail

John Russell

321 E. 125th

Counsel,

J. O'Hara

Filed

13

day of

Dec

1889

Pleads

not guilty of

THE PEOPLE,

VIOLATION OF EXCISE LAW

(Selling on Sunday, Etc.)
[III Rev. Stat. (7th Edition), page 1083, Sec. 21 and
page 1088, Sec. 22]

Thomas Leonard

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Wm Woodruff

Librarian

perfected May 2/90

0308

Sec. 198-200.

3 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Thomas J. Leonard being duly examined before the under-
signed according to law, on the annexed charge; and being informed that it is his right to
make a statement in relation to the charge against him, that the statement is designed to
enable him if he see fit to answer the charge and explain the facts alleged against him
that he is at liberty to waive making a statement, and that his waiver cannot be used
against him on the trial.

Question. What is your name?

Answer. Thomas J. Leonard

Question. How old are you?

Answer. 26 years

Question. Where were you born?

Answer. New York

Question. Where do you live, and how long have you resided there?

Answer. 213 E. 124th St

Question. What is your business or profession?

Answer. Barman

Question. Give any explanation you may think proper of the circumstances appearing in the
testimony against you, and state any facts which you may think will tend to your
exculpation?

Answer. I Am not Guilty
was summoned a true by
Jury

tho J Leonard

Taken before me this

day of

July 1938
Police Justice

0309

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named Adrian ams

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of Five Hundred Dollars, and be committed to the Warden and Keeper of the City Prison, of the City of New York, until he give such bail.

Dated Oct 11 8 188 W. H. Duff Police Justice.

I have admitted the above-named Adrian ams to bail to answer by the undertaking hereto annexed.

Dated Oct 15 8 188 W. H. Duff Police Justice.

There being no sufficient cause to believe the within named _____ guilty of the offence within mentioned, I order h to be discharged.

Dated _____ 188 _____ Police Justice.

0310

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court---

District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

James G. Hopson
vs.
James J. Lennett

2

3

4

Dated

188

Magistrate.

Officer.

Precinct.

Witnesses

No.

Street.

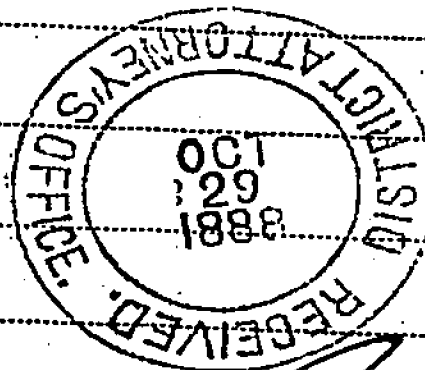
No.

Street.

No.

Street.

\$ 100 to answer



Office
Vick
Quinn

Bailed

0311

Sec. 192.

3

District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY }
OF NEW YORK, } ss.

An information having been laid before Justice G. Duffy Police Justice
of the City of New York, charging Thos J. Leonard Defendant with
the offence of Violation of the Liquor Law

and he having been brought before said Justice for an examination of said charge, and it having been made to
appear to the satisfaction of said Justice that said examination should be adjourned to some other day, and the hear-
ing thereof having been adjourned.

Thos J. Leonard Defendant of No. 246

John M. Ginn Street: by occupation a Port Tender

and Marble Worker of No. 1201 - 4th

Street, by occupation a Marble Worker Street: hereby jointly and severally undertake that

the above named Thos J. Leonard Defendant

shall personally appear before the said Justice, at the 3 District Police Court in the City of New York,

during the said examination, or that we will pay to the People of the State of New York the sum of One

Hundred Dollars.

Taken and acknowledged before me this

Day of October 1888

POLICE JUSTICE.

Thos J. Leonard

John M. Ginn

0312

CITY AND COUNTY OF NEW YORK, } ss.

Age of
Sworn to before me this
1881
District Justice.

the within named Bail and Surety being duly sworn, says, that he is a resident and
holder within the said County and State, and is worth One Hundred Dollars,
exclusive of property exempt from execution, and over and above the amount of all his debts and
liabilities, and that his property consists of The store and

Plant of Marble Works
on No 121 East 121 St. N.Y.
Worth Five and a half
One thousand Dollars

John Mc Ginnis

District Police Court.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Undertaking to appear
during the Examination.

vs.

Taken the day of 188

Justice.

0313

Excise Violation—Selling on Sunday.

POLICE COURT-

3

DISTRICT.

City and County } ss.
of New York,

of No. Centur Office Street,
of the City of New York, being duly sworn, deposes and says, that on SUNDAY the 21 day
of October 1888 in the City of New York, in the County of New York, at

premises No. 2350 - 8 Street,
Thomas J. Leonard (now here)
did then and there SELL, CAUSE, SUFFER and permit to be sold, and GIVEN AWAY under his
direction or authority strong and spirituous liquors, wines, ale and beer, being intoxicating liquors,
to be drunk as a beverage contrary to and in violation of the statute in such case made and provided.

WHEREFORE, deponent prays that said Thomas J. Leonard
may be arrested and dealt with according to law.

Sworn to before me, this 22 day
of Oct 1888 James G. Cooper Jr

W. D. Dwyer Police Justice.

TORN PAGE

0314

General Sessions of the Peace

THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Thomas Leonard

The Grand Jury of the City and County of New York, by this indictment, accuse

Thomas Leonard
of the CRIME OF SELLING INTOXICATING LIQUORS AND WINES AS A BEVERAGE ON SUNDAY, committed as follows:

The said

Thomas J. Leonard

late of the City of New York, in the County of New York aforesaid, on the *twenty first* day of *October* in the year of our Lord one thousand eight hundred and eighty-*eight*, at the City and County aforesaid, the same being the first day of the week, commonly called and known as Sunday, with force and arms, certain intoxicating liquors and certain wines, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain intoxicating liquor to the Grand Jury aforesaid unknown, unlawfully did sell as a beverage to one

James G. Cooper, the younger
and to certain other persons whose names are to the Grand Jury aforesaid unknown, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT—

And the Grand Jury aforesaid by this indictment further accuse the said

Thomas J. Leonard

of the CRIME OF KEEPING OPEN ON SUNDAY a place licensed for the SALE OF STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said

Thomas J. Leonard

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, the same being the first day of the week, commonly called and known as Sunday, being then and there in charge of and having the control of a certain place there situate, which was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the City and County aforesaid, the said place so licensed as aforesaid unlawfully did not close and keep closed, and on the said day the said place so licensed as aforesaid unlawfully did then and there open, and cause and procure, and suffer and permit, to be open, and to remain open, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.

0315

BOX:

333

FOLDER:

3152

DESCRIPTION:

Levinson, Henry

DATE:

12/11/88



3152

03 16

197

WITNESSES:

off Fees

Counsel,

Filed

11

day of

Dec

1888

Pleads

THE PEOPLE,

vs.

VIOLATION OF EXCISE LAW

(Selling on Sunday, Etc.)
[III Rev. Stat. (7th Edition), page 1883, Sec. 21 and
page 1880, Sec. 5.]

B

Henry Levinson

439 West 40 St

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Wm Woodruff

Foreman.

True, read to the Court of Special
Sessions for trial and final dis-
position.

Dated *Dec 11* 1888

0317

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Henry Levinson

The Grand Jury of the City and County of New York, by this indictment, accuse

Henry Levinson
of the CRIME OF SELLING INTOXICATING LIQUORS AND WINES AS A BEVERAGE ON SUNDAY, committed as follows:

The said

Henry Levinson

twenty ninth day of *July* in the year of our Lord one thousand eight hundred and eighty-eight, at the City and County aforesaid, the same being the first day of the week commonly called and known as Sunday, with force and arms, certain intoxicating liquors and certain wines, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain intoxicating liquor to the Grand Jury aforesaid unknown, unlawfully did sell as a beverage to one

Jacob W. Fess

and to certain other persons whose names are to the Grand Jury aforesaid unknown, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT—

And the Grand Jury aforesaid by this indictment further accuse the said

Henry Levinson
of the CRIME OF KEEPING OPEN ON SUNDAY a place licensed for the SALE OF STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said

Henry Levinson

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, the same being the first day of the week, commonly called and known as Sunday, being then and there in charge of and having the control of a certain place there situate, which was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the City and County aforesaid, the said place so licensed as aforesaid unlawfully did not close and keep closed, and on the said day the said place so licensed as aforesaid unlawfully did then and there open, and cause and procure, and suffer and permit, to be open, and to remain open, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.

03 18

BOX:

333

FOLDER:

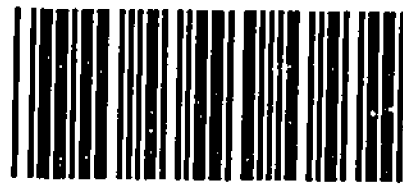
3152

DESCRIPTION:

Lind, Davis

DATE:

12/11/88



3152

1888;
J. P. Sullivan

The witness for the
prosecution testifies
that shortly after he took
place on the 1st day of
June, '06, the license
as it appears had
already been granted on
the 1st day of June '06 but
had not been obtained
from Board as the time
of the diffy. was ^{not} ~~not~~
submitted and when it
was sent down to
H.H. diffy. employees were placed
as that time. From the above
fact I conclude that a
conviction can not be obtained
and so therefore recommend
that the diffy. be dis-continued
on his own recognizance
Dec 29/06 William W. C. Jr.
J.C.W.

Filed 1/1 day of Dec
Pleads, Cheyney - 1919

vs.

2 Davis Lind

Quintana

JOHN R. FELLOWS,

District Attorney.

A True Bill

Freeman.

On record of Dist. Atty.
indict^{ed} this. P.B.M.

VIOLATION OF EXCISE LAW.
(Selling without license.)
[H. R. S. (7th Ed.). page 1081, § 18, and
of 1888, Chap. 340, § 6].

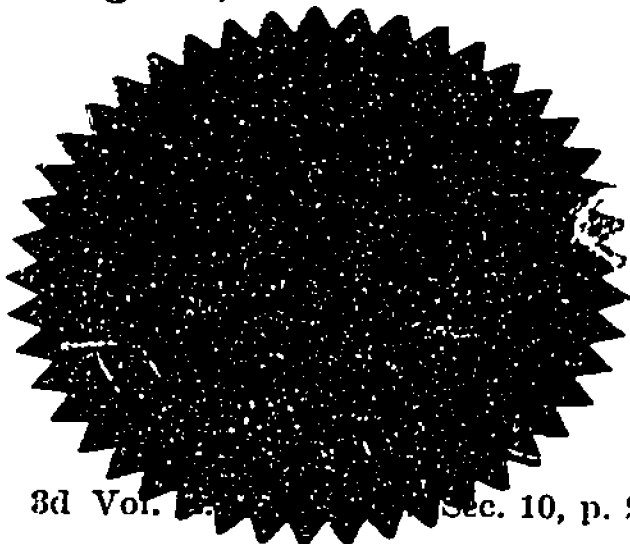
[Mr. W. S. (111 Rd). page 1981, § 13, and of 1883, Chap. 340, § 5].

0320

I, **JOHN SPARKS**, Clerk of the Court of General Sessions of the Peace, and Clerk of the Court of Oyer and Terminer held in and for the City and County of New York, (each being a Court of Record and having a Common Seal,) do hereby certify that the annexed is a copy of

An Undertaking to answer

now on file in the Clerk's Office, and that the same has been compared by me with the original, and is a correct transcript therefrom and of the whole of such original.



3d Vol. Sec. 10, p. 2573.
Laws 1870, p. 611, Sec. 933.

GIVEN UNDER my hand, and attested by the seal
of the said Court this *twentieth* day
of *December* in the year of our Lord one
thousand eight hundred and eighty *eight*
John Sparks

0321

State of New York, City and County of New York, ss.:

An order having been made on the 8th
day of June 1888, by Hon. Jacob M. Matteson
a Police Justice of the City of New York
that Davis Lind
be held to answer upon a charge of Violation of Excise Law
upon which he has been duly
admitted to bail in the sum of one
hundred dollars:

We Davis Lind defendant,
residing at No. 201 Broome Street,
in the said City of New York, occupation, bauteur
and Isaac Fuchs residing at
No. 201 Broome Street, in said City,
occupation, Saloon keeper, surety, hereby jointly and severally
undertake that the above-named Davis Lind
shall appear and answer the charge above mentioned, in whatever Court it may be
prosecuted, and shall at all times render himself amenable to the orders and process
of the Court; and, if convicted, shall appear for judgment, and render himself in
execution thereof; or if he fail to perform either of these conditions, that we will pay to
the people of the State of New York the sum of one
hundred dollars.

Taken and acknowledged before me, } Davis Lind Principal.
this 8 day of June 1888, } Isaac Fuchs Surety.

Matteson
Police Justice

0322

State of New York,
CITY AND COUNTY OF NEW YORK, } ss.

I, Isaac Fuchs the surety mentioned
in the annexed undertaking to answer, do hereby authorize and empower any
Policeman of the City of New York, or
or either of them, in (my name, place, and stead, to take, seize and
surrender the said Davis Lind, (in the said
undertaking held as defendant,) to the Court wherein he is bound to
appear for trial, or deliver him to the custody of the authorities of said city
and county, in my exoneration as surety therein.

Dated Dec. 20th 1888

Isaac Fuchs Surety. [L. S.]

Certified Copy

NEW YORK

Court of General Sessions of the Peace.

THE PEOPLE, ETC.,
ON THE COMPLAINT OF

Recognition to Answer.

vs.
Davis Lind

Taken the 8 day of June 1888

Approved as to Form and Sufficiency

Subscribed 188

Identified by District Attorney

Filed 11th day of June 1888

0323

Sec. 198-200.

3

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK, }

Davis Lind being duly examined before the undersigned according to law, on the annexed charge; and being informed that it is his right to make a statement in relation to the charge against him; that the statement is designed to enable him if he see fit to answer the charge and explain the facts alleged against him that he is at liberty to waive making a statement, and that his waiver cannot be used against him on the trial.

Question. What is your name.

Answer. Davis Lind

Question. How old are you?

Answer. 18 years

Question. Where were you born?

Answer. Austria

Question. Where do you live, and how long have you resided there?

Answer. 201 Broome Street, two months

Question. What is your business or profession?

Answer. Bar tender

Question. Give any explanation you may think proper of the circumstances appearing in the testimony against you, and state any facts which you think will tend to your exculpation?

Answer. I have sold the glass of beer to complainant, but I did not see only 3 mrs in the rooming I demanded a trial by jury
Davis Lind

Taken before me this

8th

day of

1888

John J. McNamee

Police Justice.

0324

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named.....

..... Louis Lina
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of
One Hundred Dollars, and be committed to the Warden and Keeper of
the City Prison of the City of New York, until he give such bail.

Dated June 8th 1888 & J. M. Patterson Police Justice.

I have admitted the above-named Defendant
to bail to answer by the undertaking hereto annexed.

Dated June 8th 1888 & J. M. Patterson Police Justice.

There being no sufficient cause to believe the within named.....
..... guilty of the offence within mentioned, I order h to be discharged.

Dated..... 1888..... Police Justice.

0325

Police Court 3rd 871 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Richard Sullivan

Wm. L. Laid

2

3

4

Offence Violation of
Police Court

Dated June 8th 1888

Patterson Magistrate.

Sullivan Officer.

12 Precinct.

Witnesses _____

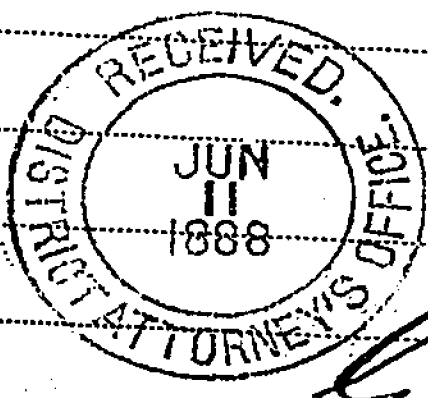
No. _____ Street.

No. _____ Street.

No. _____ Street.

\$ 100. to answer G. S.

Bailed



BAILED,

No. 1, by Isaac Luchs

Residence 201 Brown Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

0326

TO THE CHIEF CLERK.

PLEASE SEND ME THE PAPERS IN THE CASE OF

Park
PEOPLE

vs.

Davis Lind

Everything issued for
Dec. 20

Wriselle

District Attorney

Wise

0327

Excise Violation-Selling Without License.

POLICE COURT-

3

DISTRICT.

City and County } ss.
of New York,of No. 12 rd Precinct Police Richard Sullivan Street,of the City of New York, being duly sworn, deposes and says, that on the 8th dayof June 188 8 in the City of New York, in the County of New York, atNo. 201 Bronx Street,David Lind (now here)

did then and THERESELL, CAUSE, suffer and permit to be sold, under his direction and authority, strong and spirituous liquors, wines, ale and beer, being intoxicating liquors, in quantities less than five gallons at a time, to be drunk in the house or premises aforesaid WITHOUT HAVING A PROPER LICENSE THEREFOR contrary to and in violation of the statute in such case made and provided

that deponent then and there
bought a glass of Lager Beer from
said deponent and paid him five
Cents for the same and drank said
Lager Beer therein

WHEREFORE, deponent prays that said David Lind
 may be ~~arrested and~~ dealt with according to law.

Sworn to before me, this 8 dayof June 188 8Richard Sullivan

M. J. Patterson Police Justice.

Court of General Sessions of the Peace,
OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
AGAINST

Davis Lind

The Grand Jury of the City and County of New York, by this indictment, accuse

(III. Revised
Statutes, 7th
edition) p. 1881
Section 18.

Davis Lind
of the CRIME OF SELLING STRONG AND SPIRITUOUS LIQUORS AND WINES
WITHOUT A LICENSE, committed as follows:

The said

Davis Lind

late of the City of New York, in the County of New York aforesaid, on the *eight*
day of *June* in the year of our Lord one thousand eight hundred and
eighty-eight, at the City and County aforesaid, certain strong and spirituous
liquors, and certain wines, to wit: one gill of wine, one gill of brandy, one gill of rum, one
gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale,
one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong
and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did sell, in
quantity less than five gallons at a time, to

one Richard Sullivan and to
certain *other* persons whose names are to the Grand Jury aforesaid unknown, without
having a license therefor, as required by law, contrary to the form of the Statute in such case
made and provided, and against the peace and dignity of the People of the State of New York.

(Laws of 1883,
chapter 340 sec-
tion 5)

SECOND COUNT—

And the Grand Jury aforesaid, by this indictment, further accuse the said

Davis Lind

of the CRIME OF SELLING STRONG AND SPIRITUOUS LIQUORS, ALES, WINE AND
BEER WITHOUT A LICENSE, to be drank upon the premises, committed as follows:

The said

Davis Lind

late of the City and County aforesaid, afterwards, to wit: on the day and in the year
aforesaid, at the City and County aforesaid, and at the premises there situate, known as
number *two hundred and one Broome Street*

certain strong and spirituous liquors, and certain ales, wines and beer, to wit: one gill of
wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of
cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of
lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury
aforesaid unknown, unlawfully did sell to

one Richard Sullivan and to
certain *other* persons whose names are to the Grand Jury aforesaid unknown, to be
drank upon the premises aforesaid, without having a license therefor, as required by law,
against the form of the Statute in such case made and provided, and against the peace of
the People of the State of New York and their dignity.

0329

(Laws of 1880,
chapter 840 sec-
tion 5.)

THIRD COUNT:

And the Grand Jury aforesaid, by this indictment, further accuse the said *Davis Lind* of the CRIME OF GIVING AWAY STRONG AND SPIRITUOUS LIQUORS, ALES, WINE AND BEER WITHOUT A LICENSE, to be drank upon the premises, committed as follows:

The said

Davis Lind

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, and at the premises there situate, known as number *Two hundred and one Broome Street*

certain strong and spirituous liquors, and certain ales, wine and beer, to wit: one gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did give away to

certain persons whose names are to the Grand Jury aforesaid unknown, to be drank upon the premises aforesaid, without having a license therefor, as required by law, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.

0330

BOX:

333

FOLDER:

3152

DESCRIPTION:

Linder, Charles

DATE:

12/06/88



3152

0331

69

WITNESSES:

Peter Wagner

Counsel,

Filed

6 day of *Dec*

188

Pleads

charge 10

THE PEOPLE,

vs.

B
Charles Linder

114 Manhattan

VIOLATION OF EXCISE LAW
(Selling on Sunday, Etc.)
[III Rev. Stat. (7th Edition), page 1883, Sec. 21 and
page 1889, Sec. 6.]

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Wm. M. Mendenhall
Foreman.

*Transferred to the Court of Special
Sessions for trial, and final dis-
position.*

Dated. Dec. 14. 1881.

0332

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Charles Linder

The Grand Jury of the City and County of New York, by this indictment, accuse

Charles Linder

of the CRIME OF SELLING INTOXICATING LIQUORS AND WINES AS A BEVERAGE ON SUNDAY, committed as follows:

The said

Charles Linder

late of the City of New York, in the County of New York aforesaid, on the *seventeenth* day of *June* in the year of our Lord one thousand eight hundred and eighty-*eight*, at the City and County aforesaid, the same being the first day of the week, commonly called and known as Sunday, with force and arms, certain intoxicating liquors and certain wines, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain intoxicating liquor to the Grand Jury aforesaid unknown, unlawfully did sell as a beverage to one

Peter Nigent

and to certain other persons whose names are to the Grand Jury aforesaid unknown, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT—

And the Grand Jury aforesaid by this indictment further accuse the said

Charles Linder

of the CRIME OF KEEPING OPEN ON SUNDAY a place licensed for the SALE OF STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said

Charles Linder

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, the same being the first day of the week, commonly called and known as Sunday, being then and there in charge of and having the control of a certain place there situate, which was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the City and County aforesaid, the said place so licensed as aforesaid unlawfully did not close and keep closed, and on the said day the said place so licensed as aforesaid unlawfully did then and there open, and cause and procure, and suffer and permit, to be open, and to remain open, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.

0333

BOX:

333

FOLDER:

3152

DESCRIPTION:

Linder, Louis

DATE:

12/14/88



3152

POOR QUALITY
ORIGINAL

0334

267
Selling on Sunday.

Counsel,

Filed

12th

day of

Dec 1898

Pleads

THE PEOPLE,

vs.

James Linder

VIOLATION OF EXCISE LAW

[III Rev. Stat. (7th Edition), page 1083, Sec. 21 and page 1080, Sec. 5.]
(Selling on Sunday, Etc.)

SUPREME COURT PART

Dec 22 1898

INDICTMENT DISMISSED.

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Wm. W. Wadsworth
Clerk of the Court.

0335

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Louis Kinder

The Grand Jury of the City and County of New York, by this indictment, accuse

Louis Kinder
of the CRIME OF SELLING INTOXICATING LIQUORS AND WINES AS A BEVERAGE ON SUNDAY, committed as follows:

The said

Louis Kinder

late of the City of New York, in the County of New York aforesaid, on the *seventeenth* day of *June* in the year of our Lord one thousand eight hundred and eighty-eight, at the City and County aforesaid, the same being the first day of the week, commonly called and known as Sunday, with force and arms, certain intoxicating liquors and certain wines, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain intoxicating liquor to the Grand Jury aforesaid unknown, unlawfully did sell as a beverage to one

Charles Kelke

and to certain other persons whose names are to the Grand Jury aforesaid unknown, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT—

And the Grand Jury aforesaid by this indictment further accuse the said

Louis Kinder

of the CRIME OF KEEPING OPEN ON SUNDAY a place licensed for the SALE OF STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said

Louis Kinder

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, the same being the first day of the week, commonly called and known as Sunday, being then and there in charge of and having the control of a certain place there situate, which was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the City and County aforesaid, the said place so licensed as aforesaid unlawfully did not close and keep closed, and on the said day the said place so licensed as aforesaid unlawfully did then and there open, and cause and procure, and suffer and permit, to be open, and to remain open, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.

0336

BOX:

333

FOLDER:

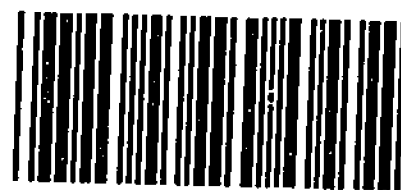
3152

DESCRIPTION:

Lingham, Giny

DATE:

12/13/88



3152

0337

Witnesses:

R. Rendell

238

J. J. Rendell
Counsel,
1300 Spring
Filed 13 day of Dec 1888

Pleads, *Not guilty*, 14

THE PEOPLE

vs.

B

Guy F. Lingham

Grand Larceny Second degree.
[Sections 528, 581, Penal Code.]

JOHN R. FELLOWS,

District Attorney.

A True Bill

Wm. Woodruff

Prothonotary

July 7/89

Specimen & acknowledged

0338

Police Court

District.

Affidavit—Larceny.

City and County
of New York,

of No. 100 Tenn. St. Brooklyn Street, aged 18 years,
occupation Clerk being duly sworn
deposes and says, that on the 4th day of October 1888, at the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent, in the day time, the following property, viz:

One Sack of the Value
of Forty dollars

the property of

Deponent

and that this deponent
has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen,
and carried away by

Guy J. Lingham
from the fact that deponent missed
said property from the foot of East
84th Street near Bush River and that
the said Lingham admitted and
confessed to deponent that he did
steal and carry away said
property and inform deponent that
said property was at Green Neck Long
Island New York where deponent has
since seen said property—

Robert Rendell

Sworn to before me, this
day of October 1888

James H. Smith
Police Justice.

0339

Sec. 198-200.

District Police Court.

CITY AND COUNTY,
OF NEW YORK, § 597

Guy L. Lingham being duly examined before the under-
signed according to law, on the annexed charge; and being informed that it is *h* right to
make a statement in relation to the charge against *h* - ; that the statement is designed to
enable *h* - if he see fit to answer the charge and explain the facts alleged against *h* -
that he is at liberty to waive making a statement, and that *h* - waiver cannot be used
against *h* - on the trial.

Question. What is your name?

Answer. *Guy L. Lingham*

Question. How old are you?

Answer. *18 Years -*

Question. Where were you born?

Answer. *Brooklyn - N.Y.*

Question. Where do you live, and how long have you resided there?

Answer. *94 Penn St. Brooklyn. 11 Years -*

Question. What is your business or profession?

Answer. *Broker.*

Question. Give any explanation you may think proper of the circumstances appearing in the
testimony against you, and state any facts which you think will tend to your
exculpation?

Answer. *I took the train. But did
not intend to steal it.*
Guy L. Lingham

Taken before me this

day of *October* 1908

Police Justice.

0340

State of New York,

COUNTY OF KINGS,
CITY OF BROOKLYN.

Form No. 6

George A. Brown of No. *511* *10th* *St* *Brooklyn* *NY*
being duly sworn says that he is acquainted with the handwriting of *Mr. Miller*

the Police Justice, who issued the annexed Warrant and that
the signature to this Warrant is in the handwriting of said *Mr. Miller*

Sworn to before me this *5* day of *Dec* 188*8*

George A. Brown.
Andrew M. Miller
Police Justice of the City of Brooklyn.

This warrant may be executed in the City of Brooklyn.

Frederick M. Miller
Police Justice.
188*8*

0341

GLUED PAGE

CITY AND COUNTY OF NEW YORK, } ss In the name of the People of the State of New York, to the Sheriff of the County of New York, or any Marshal or Policeman of the City of New York:

Whereas, Complaint on oath, has been made before the undersigned, one of the Police Justices in and for the said City, by Robert Rendell

of No. 100 Penn. State Bldg. Street, that on the 4 day of October

1888 at the City of New York, in the County of New York, the following article to wit :

One Lach.

o the value of Forty Dollars,
the property of Complainant
w no taken, stolen, and carried away, and as the said complainant has cause to suspect, and does suspect and
believe, by Harry J. Singham

Wherefore, the said Complainant has prayed that the said Defendant may be apprehended and bound to answer the said complaint.

These are, Therefore, in the name of the PEOPLE of the State of New York, to command you the said Sheriff, Marshals and Policemen, and every of you, to apprehend the body of the said Defendant and forthwith bring him before me, at the DISTRICT POLICE COURT, in the said City, or in case of my absence or inability to act, before the nearest or most accessible Police Justice in this City, to answer the said charge, and to be dealt with according to law.

Dated at the City of New York, this 8 day of September 1888
M. A. Butler POLICE JUSTICE.

0342

POLICE COURT. DISTRICT.

THE PEOPLE, & c.,
ON THE COMPLAINT OF

vs.

Warrant-Larceny.

Dated 188

Magistrate

Officer

The Defendant

taken, and brought before the Magistrate, to answer
the within charge, pursuant to the command con-
tained in this Warrant.

George A. Moran Officer.

Dated Dec 7th 1888.

This Warrant may be executed on Sunday or at
night.

Police Justice.

REMARKS.

Time of Arrest,

Native of

Age,

Sex

Complexion,

Color

Profession,

Married

Single,

Read,

Write,

0343

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named

Lucy S. Lingham
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of Twenty Hundred Dollars, and be committed to the Warden and Keeper of the City Prison, of the City of New York, until he give such bail.

Dated Dec 7 188 8 Wm. B. B. B. Police Justice.

I have admitted the above-named Leizemann
to bail to answer by the undertaking hereto annexed.

Dated Dec 7 188 8 Wm. B. B. B. Police Justice.

There being no sufficient cause to believe the within named
guilty of the offence within mentioned, I order h to be discharged.

Dated _____ 188 _____ Police Justice.

0344

Bond renewed Jan. 7/89

BAILED,

No. 1, by

Residence

Street.

No. 1, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street

Police Court---

District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Robert Russell
100 Piquette
Aviation
J. F. Dingham

2

3

4

Office

Dated

188

Magistrate.

Officer.

Precinct.

Witnesses

No.

Street.

Charles Butler

No. 14

John

No.

2

2

2

2

2

2

2

2

2

2

2

2

2

2

2

2

Court of General Sessions.

The People

against

Guy F. Dingham

Grand Larceny.

Robert Rendell, 100 Penn. St., Brooklyn, Clerk with Butler Bros. at 380 & 382 Broadway, N.Y., On the 4th of October, 1888, I was ~~the~~ ^{part} owner of the yacht *Eller*. The other part owners are Charles Pottler, who owns one fourth of the value, while I own three fourth thereof. On said day the yacht was in the custody of the yacht club Pignet on the dock at the foot of 84th Street, East River. I saw it there last on October, the 1st, 1888. On October, the 8th, 1888, I went to the said dock, and there I missed my said yacht. From inquiries of Mr. John Harwell, a member of said yacht club, I learned that the defendants and one John Henderson, of South 8th Street, Brooklyn E. D., had taken the boat away pretending to be the owner thereof. About six weeks thereafter the de-

defendant's mother and one Mrs. Robby came to my father's home and there admitted that the defendant had taken the said yacht, they promised to bring it back to me without expense, provided I would desist from a criminal prosecution of the defendant. On November 25, 1888, the defendant came to me for the purpose of taking me to the Great Neck, L.I., where the yacht was lying, to identify the boat and to introduce me as the owner thereof to the man who had it in his charge ^{in Great Neck}. The defendant agreed to bring the boat to New York, but he never performed this contract. On the way to Great Neck the defendant admitted to me that he and said Anderson had taken the said boat with the intention of selling it, and that Anderson had proposed the scheme. Three days thereafter the defendant came to me and said, he could not get the boat without a bill of sale from me. I gave him the bill of sale upon receipt of a ^{written} acknowledgment

judgment of its ^{real} purport and intent
 from the defendant. At Great Neck
 he also stated to me that he
 traded my boat for another
 with Mr. Louis Peterson. He could
 not get the boat, and he returned
 my bill of sale. The annexed
 card and note were received
 by me; the defendant admitted
 to me that he wrote both of them.
 The boat is worth over \$40.

John Howell, 154 East 86th Street,
 silk finisher. I am a member
 of the boat club Dignit, whose
 boat house is at the foot of
 84th Street, East River. On the
 14th of October, 1888, I was at
 said boat house, between 2
 and 3 P. M. There was the boat
 Eller lying on the dock, a
 stranger to me. The defendant
 and another man came to the
 said dock and claimed the boat
 as their property. They said they
 wanted to take it back to the
 Five miles River, Conn., and
 asked me to assist them in
 launching it. I complied
 with their request, and they

sailed off towards the Point.

John Brady, keeper in the Workhouse on Blackwells Island, was present, when the defendant took the boat from the dock.

Officer Doran arrested the defendant, who admitted the taking of the boat to him.

Louis Petersen, a Greenwich Street waiter. In the summer of 1900 I work at Great Neck in the clam and oyster business. About three ~~weeks ago~~ ~~the defendant and~~ ~~another man~~ came to two men came to me at Great Neck and offered me the boat "Eller" for sale. I refused to buy the boat, but I traded another boat for it, which they tried to row away, but could not because they did not know how to manage it. They ^{abandoned} left it about three blocks away, and three days thereafter I took the boat back to my place, where it is now. They wanted \$15 for the boat. I am positive that I can identify the said men, when I see them again.

COURT OF GENERAL SESSIONS.

THE PEOPLE, & c.

vs.
Wm. J. Loughran

BRIEF OF FACTS.

For the District Attorney.

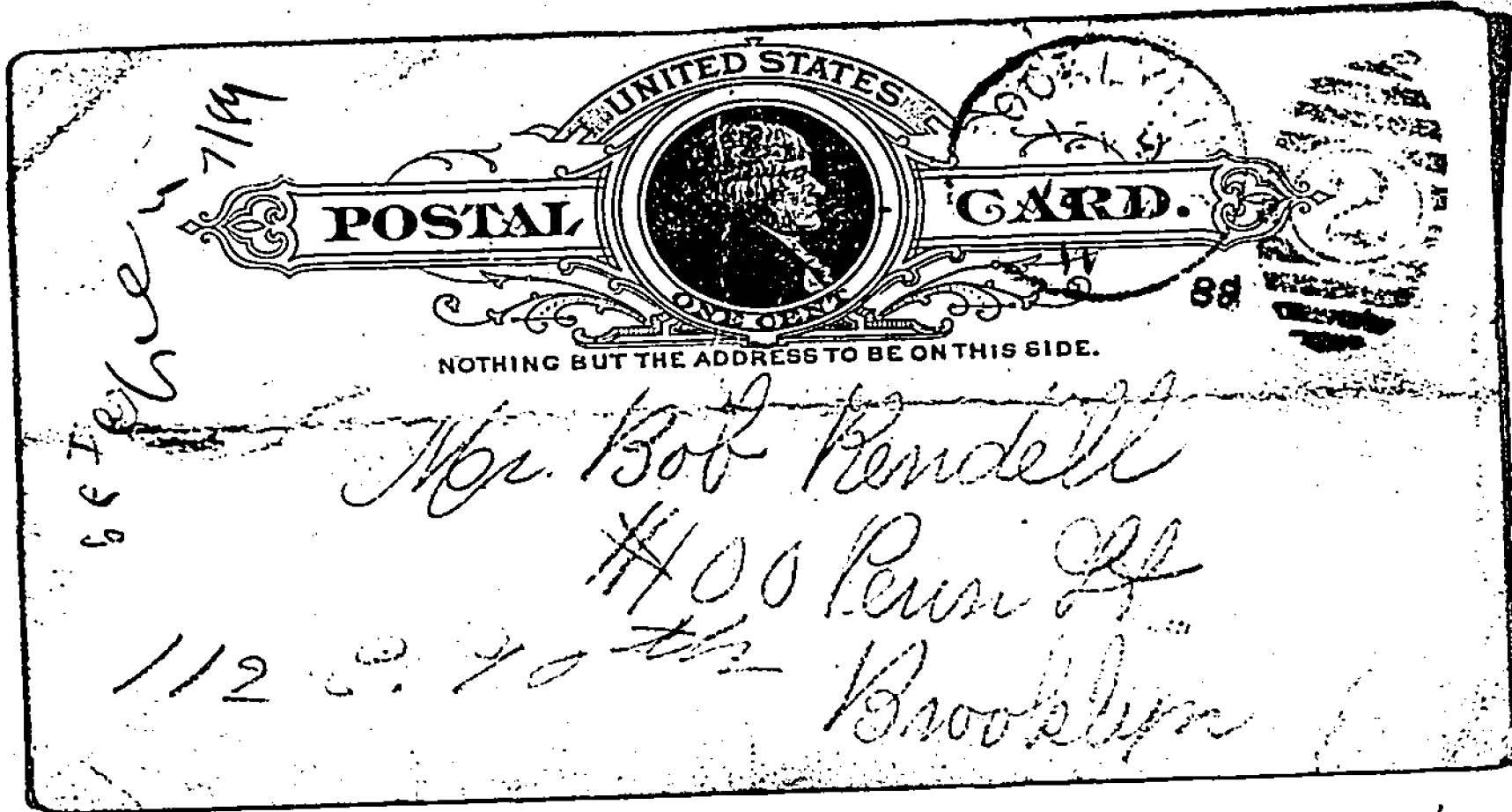
Dated *Dec 11* 1888.
Edward Gross

Deputy Assistant.

0350



0351



0352

Bob The boat Ella is at
Great Neck Bay in a case of
the clam digger
Great Neck Bay or deputy sheriff
Sunday morning J. L. Johnson

0353

LAW OFFICE OF
JAMES F. PENDLETON,
120 BROADWAY,
NEW YORK.

January 29, 1889.

Mr Wm. Mc Cabe

My Dear Sir:

I was yesterday indirectly informed that it was your intention to place the case of the People against Guy F. Lingham on the calendar for Tuesday next: I am very sorry to be compelled to ask you not to do so, as I have a case in the City Court which was placed at the head of the calendar for that day by order of Mr. Justice Nehrbas and which cannot be postponed: you will therefor confer a favor by placing the Lingham cause for some other day.

Very Truly Yours

James F. Pendleton

0354

692 6e

7/89

The sails are at Pet-
erson's, Fred Plinker
Lyons Great Neck
Louis Peterson work
in Westraut 192
William of New York
City

Go and see Van Nostrand
Justice of peace Little
Neck and he will send
an officer with you to
prove your property

G. L. L.

0355

Robert Rendell
Presents

0356

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Samuel S. Singsham

The Grand Jury of the City and County of New York, by this indictment, accuse

Samuel S. Singsham

of the CRIME OF GRAND LARCENY IN THE *second* DEGREE, committed as follows:

The said *Samuel S. Singsham*,

late of the City of New York, in the County of New York aforesaid, on the *fourth* day of *October*, in the year of our Lord one thousand eight hundred and eighty-*eight*, at the City and County aforesaid, with force and arms,

one sailing vessel, to wit:
a certain yacht, of the
value of twenty dollars

of the goods, chattels and personal property of one *Robert B. Randall*,

then and there being found, then and there feloniously did steal, take and carry away, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

John B. Sullivan,
District Attorney

0357

BOX:

333

FOLDER:

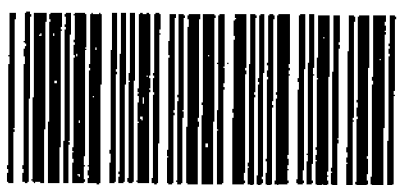
3152

DESCRIPTION:

Litzinger, Charles

DATE:

12/11/88



3152

0358

175

Counsel,
Filed 11 day of Dec 1888
Pleads Chicago 12

THE PEOPLE,
vs.
Charles Litzinger
the young,
287 Bowen

VIOLATION OF EXCISE LAW
(Selling on Sunday, Etc.)
[Ill Rev. Stat. (7th Edition), page 1883, Sec. 21 and
page 1889, Sec. 5.]

JOHN R. FELLOWS,
District Attorney.

A True Bill.
Wm. Wood
Foreman.

Complainant
Circuit Court

Dec. 14 88.



WITNESSES.
J. H. Kuer

0359

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Charles Litzinger, the younger

The Grand Jury of the City and County of New York, by this indictment, accuse

Charles Litzinger, the younger
of the CRIME OF SELLING INTOXICATING LIQUORS AND WINES AS A BEVERAGE ON SUNDAY, committed as follows:

The said

Charles Litzinger, the younger

late of the City of New York, in the County of New York aforesaid, on the *eight* day of *April* in the year of our Lord one thousand eight hundred and eighty-*eight*, at the City and County aforesaid, the same being the first day of the week, commonly called and known as Sunday, with force and arms, certain intoxicating liquors and certain wines, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain intoxicating liquor to the Grand Jury aforesaid unknown, unlawfully did sell as a beverage to one

Frank Heiser, the younger

and to certain other persons whose names are to the Grand Jury aforesaid unknown, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT—

And the Grand Jury aforesaid by this indictment further accuse the said

Charles Litzinger, the younger
of the CRIME OF KEEPING OPEN ON SUNDAY a place licensed for the SALE OF STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said

Charles Litzinger, the younger

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, the same being the first day of the week, commonly called and known as Sunday, being then and there in charge of and having the control of a certain place there situate, which was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the City and County aforesaid, the said place so licensed as aforesaid unlawfully did not close and keep closed, and on the said day the said place so licensed as aforesaid unlawfully did then and there open, and cause and procure, and suffer and permit, to be open, and to remain open, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.

0360

BOX:

333

FOLDER:

3152

DESCRIPTION:

Livingston, Robert

DATE:

12/11/88



3152

WITNESSES:

Off. Magent

Counsel,

Filed *11* day of *Dec* 188*8*

Pleads *Guilty*

THE PEOPLE,

vs.

VIOLATION OF EXCISE LAW
(Selling on Sunday, Etc.)
[Ill. Rev. Stat. (7th Edition), page 1883, Sec. 21 and
page 1889, Sec. 6.]

R
Robert Livingston

600 E. Lake

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Wm. W. Wood
Foreman.

*Complaint sent to the Court
of Special Sessions,*

Part III, ... Dec. 14, 1888.

0361

0362

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Robert Livingston

The Grand Jury of the City and County of New York, by this indictment, accuse

Robert Livingston
of the CRIME OF SELLING INTOXICATING LIQUORS AND WINES AS A BEVERAGE ON SUNDAY, committed as follows:

The said

Robert Livingston

late of the City of New York, in the County of New York aforesaid, on the *Seventh* day of *October* in the year of our Lord one thousand eight hundred and eighty-*eight*, at the City and County aforesaid, the same being the first day of the week commonly called and known as Sunday, with force and arms, certain intoxicating liquors and certain wines, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain intoxicating liquor to the Grand Jury aforesaid unknown, unlawfully did sell as a beverage to one

Peter Nugent

and to certain other persons whose names are to the Grand Jury aforesaid unknown, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT—

And the Grand Jury aforesaid by this indictment further accuse the said

Robert Livingston

of the CRIME OF KEEPING OPEN ON SUNDAY a place licensed for the SALE OF STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said

Robert Livingston

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, the same being the first day of the week, commonly called and known as Sunday, being then and there in charge of and having the control of a certain place there situate, which was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the City and County aforesaid, the said place so licensed as aforesaid unlawfully did not close and keep closed, and on the said day the said place so licensed as aforesaid unlawfully did then and there open, and cause and procure, and suffer and permit, to be open, and to remain open, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.

0363

BOX:

333

FOLDER:

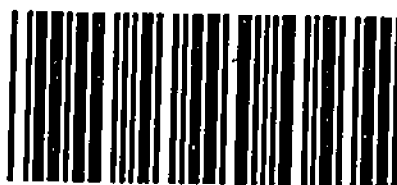
3152

DESCRIPTION:

Lloyd, Joseph

DATE:

12/06/88



3152

0364

WITNESSES:

Peter Nugent

Counsel,

Filed

6 day of Dec 1888

Pleads

Chattel 7

THE PEOPLE,

vs.

IB

Joseph P. Slough

2039 201

VIOLETION OF EXCISE LAW
(Selling on Sunday, Etc.)
[III Rev. Stat. (7th Edition), page 1083, Sec. 21 and
page 1089, Sec. 6.]

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Wm. A. Wood
Foreman.

Part III December 10, 1888,

Complaint sent to Special Sessions

0365

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Joseph P. Lloyd
The Grand Jury of the City and County of New York, by this indictment, accuse

Joseph P. Lloyd
of the CRIME OF SELLING INTOXICATING LIQUORS AND WINES AS A BEVERAGE ON SUNDAY, committed as follows:

The said

Joseph P. Lloyd
late of the City of New York, in the County of New York aforesaid, on the
fifteenth day of *July* in the year of our Lord one
thousand eight hundred and eighty-*eight*, at the City and County aforesaid,
the same being the first day of the week, commonly called and known as Sunday, with
force and arms, certain intoxicating liquors and certain wines, to wit: One gill of wine,
one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial,
one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer,
and one gill of a certain intoxicating liquor to the Grand Jury aforesaid unknown,
unlawfully did sell as a beverage to one

Peter Nugent
and to certain other persons whose names are to the Grand Jury aforesaid unknown,
against the form of the Statute in such case made and provided, and against the peace of
the People of the State of New York and their dignity.

SECOND COUNT—

And the Grand Jury aforesaid by this indictment further accuse the said

Joseph P. Lloyd
of the CRIME OF KEEPING OPEN ON SUNDAY a place licensed for the SALE OF STRONG
AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said

Joseph P. Lloyd
late of the City and County aforesaid, afterwards, to wit: on the day and in the year
aforesaid, the same being the first day of the week, commonly called and known as
Sunday, being then and there in charge of and having the control of a certain place
there situate, which was then duly licensed as a place for the sale of strong and
spirituous liquors, wines, ale and beer, with force and arms, at the City and County
aforesaid, the said place so licensed as aforesaid unlawfully did not close and keep
closed, and on the said day the said place so licensed as aforesaid unlawfully did then
and there open, and cause and procure, and suffer and permit, to be open, and to remain
open, against the form of the Statute in such case made and provided, and against the
peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.

0366

BOX:

333

FOLDER:

3152

DESCRIPTION:

Locke, Albert

DATE:

12/04/88



3152

Witnesses:

James B. Wilby
Officer Sec

Counsel,

Filed

Pleads,

4 day of Dec 1888

THE PEOPLE

vs.

Albert H. Locke

JOHN R. FELLOWS,

District Attorney.

Grand Larceny [Sections 528, 531, 530, Penal Code].
Second degree

A True Bill.

Wm. M. M. M.

Prothon.

Dec 1888
District Attorney
James B. Wilby
Pen 6 mos

BM

0367

0368

Police Court— District.

Affidavit—Larceny.

City and County } ss.:
of New York, }

James E. Wilkey
 of No. 397 Broadway Street, aged 48 years,
 occupation Wine dealer being duly sworn
 deposes and says, that on the 26 day of November 1888 at the City of New
 York, in the County of New York, was feloniously taken, stolen and carried away from the possession
 of deponent, in the day time, the following property viz :

One steel Engraving with wooden
 frame of the value of Thirty dollars

the property of Deponent

and that this deponent
 has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen,
 and carried away by Albert H. Locke^{my} James Lynch
 (now here) from the fact that deponent saw
 said defendants loitering and talking
 together in the entrance of said premises
 about one half hour. Deponent says that
 his attention was attracted by the suspicious
 manner of said defendants.

Deponent says that he saw said
 Locke walk in the hallway and take
 said property that was hanging up
 in said hallway and walk away. That
 deponent ran out and caught said Locke
 with said property in his possession.

Wherefore Deponent charges said
 Locke^{my} Lynch with acting in concert.

Sworn to before me this
 day of

188

Police Justice.

0369

and feloniously taking stealing and carrying away said property

Brought before me James O. McElroy
this 27 day of Nov 1888
San Francisco Police Justice

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of
Hundred Dollars and be committed to the Warden and Keeper of the City Prison
of the City of New York, until he give such bail.
Dated 1888 Police Justice.
I have admitted the above named
to bail to answer by the undertaking hereto annexed.
Dated 1888 Police Justice.
There being no sufficient cause to believe the within named
guilty of the offence within mentioned, I order he to be discharged.
Dated 1888 Police Justice.

Police Court, District.

THE PEOPLE, &c.,
on the complaint of

vs.

1
2
3
4

Offence—LARCENY.

Dated 1888

Magistrate.

Officer.

Clerk.

Witnesses.

No. Street.

No. Street.

No. Street.

No. to answer Sessions.

0370

Sec. 198—200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

Albur J Locke being duly examined before the undersigned according to law, on the annexed charge; and being informed that it is his right to make a statement in relation to the charge against him, that the statement is designed to enable him if he see fit to answer the charge and explain the facts alleged against him that he is at liberty to waive making a statement, and that his waiver cannot be used against him on the trial.

Question. What is your name?

Answer.

Albur J Locke

Question. How old are you?

Answer.

48 years

Question. Where were you born?

Answer.

N. S.

Question. Where do you live, and how long have you resided there?

Answer.

New Jersey 6 mo's

Question. What is your business or profession?

Answer.

Farmer

Question. Give any explanation you may think proper of the circumstances appearing in the testimony against you, and state any facts which you think will tend to your exculpation?

Answer.

I am not guilty
Al J Locke

Taken before me this

day of

188

James J. Kelly
Police Justice

0371

Sec. 198-200

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK,

James Lynch being duly examined before the under-
signed according to law, on the annexed charge; and being informed that it is his right to
make a statement in relation to the charge against him, that the statement is designed to
enable him if he see fit to answer the charge and explain the facts alleged against him
that he is at liberty to waive making a statement, and that his waiver cannot be used
against him on the trial.

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

Question. Where do you live, and how long have you resided there?

Answer.

Question. What is your business or profession?

Answer.

Question. Give any explanation you may think proper of the circumstances appearing in the
testimony against you, and state any facts which you think will tend to your
exculpation?

Answer.

I am not guilty
James Lynch

Taken before me this
day of

188

Police Justice

0372

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named Sydney

guilty thereof, I order that ~~he~~ he be held to answer the same and ~~he~~ he be admitted to bail in the sum of Ten Hundred Dollars, each and be committed to the Warden and Keeper of the City Prison, of the City of New York, until ~~he~~ he give such bail.

Dated Nov 27 1888 Samuel B. [Signature] Police Justice.

I have admitted the above-named _____
to bail to answer by the undertaking hereto annexed.

Dated _____ 188 _____ Police Justice.

There being no sufficient cause to believe the within named _____
_____ guilty of the offence within mentioned, I order h to be discharged.

Dated _____ 188 _____ Police Justice.

0373

Bail dismissed as
against defendant
Lynch -

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Police Court---

1849 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

James E. Milder

397 Bway

Albert H. Locke

James Lynch

2

3

4

Office of the
Clerk

Dated Nov 27 1888

L O Reilly

Magistrate.

Ives

Office of the
Clerk

DISMISSED as to Lynch

Precinct.

Witnesses

No. 1

James M. Thurst

No. 2

360 1/2 Broadway

Bill O'Donoghue

No. 3

and four

\$10000

to pay

Albert H. Locke

CC. TED
COMMITTED

0374

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Arthur M. Sadler

The Grand Jury of the City and County of New York, by this indictment,
accuse *Arthur M. Sadler* —

of the CRIME OF GRAND LARCENY IN THE *second* DEGREE, committed
as follows:

The said *Arthur M. Sadler*.

late of the City of New York, in the County of New York aforesaid, on the *26th*
day of *November*, in the year of our Lord one thousand eight hundred and
eighty-*eight*, at the City and County aforesaid, with force and arms,

one picture frame of the value of
five dollars, and one magazine
of the value of twenty five
dollars.

of the goods, chattels and personal property of one *James F. Widener*

then and there being found, then and there feloniously did steal, take and carry away,
against the form of the statute in such case made and provided, and against the peace of
the People of the State of New York, and their dignity.

0375

SECOND COUNT—

AND THE GRAND JURY AFORESAID, by this indictment, further accuse the said

- Albert M. Locke -

of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY committed as follows:

The said *Albert M. Locke.*

late of the City and County aforesaid, afterwards to wit: on the day and in the year aforesaid, at the City and County aforesaid, with force and arms,

*one picture frame of the value
of five dollars, and one
magazine of the value of
twenty five dollars.*

of the goods, chattels and personal property of one *James R. Widney*

by a certain person or persons to the Grand Jury aforesaid unknown, then lately before feloniously stolen, taken and carried away from the said *James R. Widney*

unlawfully and unjustly, did feloniously receive and have; the said

Albert M. Locke

then and there well knowing the said goods, chattels and personal property to have been feloniously stolen, taken and carried away, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,
District Attorney.

0376

BOX:

333

FOLDER:

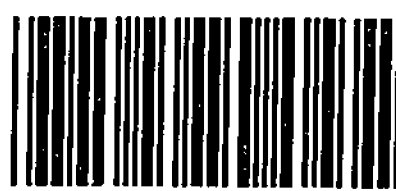
3152

DESCRIPTION:

Lynch, Frank

DATE:

12/11/88



3152

0377

WITNESSES:

Edw. McCord

141

Counsel,

Filed

11

day of

Dec

1888

Pleads

THE PEOPLE,

vs.

B
Frank Lynch

Wm. McCord

VIOLATION OF EXCISE LAW
(Selling on Sunday, Etc.)
[Ill. Rev. Stat. (7th Edition), page 1883, Sec. 21 and
page 1889, Sec. 5.]

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Wm. McCord

Foreman.

Doell
By the Court of Special
Sessions for trial, by request
of Counsel for Defendant.

0378

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Frank Lynch

The Grand Jury of the City and County of New York, by this indictment, accuse

Frank Lynch
of the CRIME OF SELLING INTOXICATING LIQUORS AND WINES AS A BEVERAGE ON SUNDAY, committed as follows:

The said

Frank Lynch

late of the City of New York, in the County of New York aforesaid, on the *twenty-ninth* day of *July* in the year of our Lord one thousand eight hundred and *eighty-eight*, at the City and County aforesaid, the same being the first day of the week, commonly called and known as Sunday, with force and arms, certain intoxicating liquors and certain wines, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain intoxicating liquor to the Grand Jury aforesaid unknown, unlawfully did sell as a beverage to one

Louis Mc Bond

and to certain other persons whose names are to the Grand Jury aforesaid unknown, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT—

And the Grand Jury aforesaid by this indictment further accuse the said

Frank Lynch

of the CRIME OF KEEPING OPEN ON SUNDAY a place licensed for the SALE OF STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said

Frank Lynch

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, the same being the first day of the week, commonly called and known as Sunday, being then and there in charge of and having the control of a certain place there situate, which was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the City and County aforesaid, the said place so licensed as aforesaid unlawfully did not close and keep closed, and on the said day the said place so licensed as aforesaid unlawfully did then and there open, and cause and procure, and suffer and permit, to be open, and to remain open, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.